G.R.S. IX—5]

Previous references.

do 186-21-3
" 270-13-14
" 642 "
" 184-21
" 90

1922.

(do)

File No. 157-22

Serial Nos. 1–7, 9–15

Later references.

do 152-23-(1-9)2
CS 210-24-(1-2)
" 307-24 (1-5)
" 26-27 (1-2)
NS 241-44/10-12)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for July 1923.

SUBJECT

Establishment of certain additional Munsiffs' courts for the improvement of the administration of civil justice in the State.

G.O.no. 406-8 dt 20-7-23.

To the High Court.
" Accountant.
" Supdt Govt Stationery.

Pass the orders on the above.

Manager
9/8/23.

Ro: 465

D 3579

W. D. 2725—GPB—2,000—5-5-16

IMMEDIATE

REPLY.

(To be written on this margin.)

Office of the Dewan of Mysore.

NOTE.

Dated 13th January 1923.

With reference to the Dewan's promise in regard to the additional facilities for the administration of Civil Justice at the last Dasara session of the Representative Assembly, the General Secretary is requested to submit to the Second Member of Council a reference to the Chief Court as indicated in the promise. This should have issued long ago and should now be submitted for my approval before I leave on tour.

13th January 1923.

To

The General Secretary to Government with compliments.

2) This should be attended to at once. Dewan. The file before I leave this 13.1.23

3) to attend to at once ++ 13/1

4) A copy of the closing remarks of the Dewan to the R-A., obtained from, is put up. Kind reference is invited to marked portion at pages 3 & 4 therein. Submit with a draft to the Reg. Ch. Court. 13.1.23 13/1

5) Submit with a draft for approval 13/1

6) 13/1

7)

Dasara Session
October 19 2

26 JAN 1923
JUDICIAL BRANCH

SUBJECT No. 91.

Re-organizing and improving the machinery for the administration of civil justice.

Messrs. Belur Srinivasa Iyengar, Bangalore Taluk; N. V. Narayanamurthi, Arya Vasiya Mahasabha, Bangalore City and C. Krishnamurthi, Law Association, Bangalore.

Summary of Representation.—Repeated complaints have been made that the existing machinery for the administration of civil justice is inadequate with the result that inordinate delay is caused in the disposal of civil suits. The increase in the number of Munsiffs' Courts is urgently required. The income from the court fee stamps may be utilised for this purpose if the sound policy of contributing from the general funds adopted in other countries is not followed. Financial stringency cannot be pleaded in the case of courts, as all Munsiffs' Courts are earning. We therefore pray for the increase of courts and better payment to the staff.

Mr. C. Krishnamurthi Rao was not agreeable to the increase in the number of courts and said that the delay was due to inherent defects in the system. He suggested the constitution of a committee consisting of 2 Judges and 2 or 3 non-officials with a Judge of the Chief Court as the Chairman to collect evidence and suggest ways to prevent the work from falling into arrears. He also suggested that when the Judges of the Chief Court had no work, they must be deputed to work in the courts where the work had fallen into arrears. Direct recruitment to a place in the Chief Court was also urged by him as it will act as an incentive.

Reply of Government.—The suggestion will be noted.

G. R. S. III-2]

General and Revenue Secretariat.

~~75~~ 79 ~~70~~ 3928 (3)

66 File No. 157 of 19 22

Serial No. 1

To. The Registrar, Chief Court
No. P. 5703 & 19.1.23

In this reference to the extract from the Diwan's Closing Remarks to the R.A. Club's Calls for Comparative Statistics

27 JAN 1923
JUDICIAL BRANCH.

Letter no. Roc 513/22-23 dated 29.1.23 from the Registrar Chief Court furnishing the statistics called for in Sl. 1 above with a memorandum of the Judges of the Chief Court setting out their views in detail on the matter.

(2) Ref. The latest Madras report is not available for comparing the figures given by the Chief Court, on which most of their recommendations are based. If approved the latest report will be ordered from Messrs Higginbotham & Co. or from the Supdt. Govt. Printing Madras.

After receipt of the latest Madras figures, the case will be worked up. Some of the previous files on the subject have also been placed in this file.

Recd 10/2/23

(3) X+ work of a like nature is being done in the Census Office & the Census Office is in possession of the data. JJG 14/2

NOTE—Contn. sheet.

05 14/2

3928

G. R. S. III-2]

General and Revenue Secretariat.

(4) File No. (57) of 1922 (4)

Serial No.

(4)

The principal proposals may be summarised as follows

1) Establishment of an Additional Court for small causes; or

2) that of an additional Munsiffs' Court-provided Bangalore

3) 2nd Munsiff's Court at Tumkur being made permanent

4) The establishment of an additional Munsiff's Court for the Nyasa Hills

5) The establishment of a roving Court to give relief to congested Courts

6) Increase of pay of Munsiffs from 200 to 600 by annual increments of Rs 50/-

In addition to the above which involve orders on the principle already laid down, the following items, may be classed by themselves, as involving no principle

i) The appointment of a chief clerk with quasi judicial & judicial functions in heavily worked Munsiff's Courts

ii) Additional hands for certain Munsiff's Courts

iii) The permanent retention of certain temporary hands appointed in the Munsiff's Courts at Bangalore (II) Hoskote and the Central Record room Bangalore

All these proposals are therefore

NOTE—Contn. sheet.

Serial No.

any question of funds. In para 9 of the letter it is stated that the saving under Budget dept is Rs 84,268 and in para 14, the approximate cost of all the additional courts now proposed including the 2nd Munsiffs' court at Tumkur is stated to be not more than 60000/- The chief Court does not seem to have taken into consideration the cost of indirect charges of the dept printing, Stationery, Contingencies - which if added to the present expenditure there is likely to be no surplus at all

15) Of the proposals (2) & (3) - No: (3) i.e. the 2nd Court at Tumkur is ordered to be continued for 2 years from 1-1-1886 & the question of its being made permanent can be taken up any of the years as funds become available for the purpose -

(F) (Rs 186-4-3)

(6) No: 2) Vis Proposal to establish one add'l Court at Bangalore has been ordered to be continued for 2 years from 1-1-1886 & the proposal be renewed during Budget time of this year - The proposal has come and is under consideration.

B.

NOTE.—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

K File No. 157 of 19 22

6 (6)

Serial No.

No: 1 is only an alternative.

Specific proposals for nos: 1 & 4 have not been received. If the suggestions are sanctioned, detailed proposals have to be called for.

7) With regard to no: 5) i.e. a roving court the wisdom of the establishment of such a court will have to be deeply considered. As it is, the work is left in arrears, and if it is known that there is a relieving officer to attend to such arrears, the tendency is to accommodate work for one reason or other with the result that such roving courts will eventually have to be increased. If the rule Committee or any other committee of Judges were to fix a certain standard or amount of work to be turned out by each Munsif & such work is scrupulously extracted — there is no reason why work should accumulate. The capacity for pushing thro' the work without leaving arrears should be a factor to determine the fitness of promotion to next grade or even increments.

(7)

G. R. S. III-2]

General and Revenue Secretariat. | File No. 157 of 1922

Serial No.

18 It is not a very long time since the Municipal taxes were revised, & there has been raised to Rs 4001. ~~which proportion~~ which till very recently was the maximum in Madras also. Besides these Municipalities in Mysore have the advantage of ~~them~~ having a change in their work by being drafted as Spl. Magistrates which their brethren in Madras do not have. Perhaps this question of the increase may also be taken up along with the revision of the Civil Courts of Mysore.

19) Now with regard to arguments urged in favour of these proposals and the figures adduced for comparison it may be stated as follows:—

In 1915 when the proposal came for the revision of the Judicial Scale it has been observed in the file 270-13-14, that the work turned out by the Courts in Mysore was very much less than in Madras — and this has been admitted by this then member of Council Mr. Lalu Mr. H. V. Nanjundiah

G

H

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | G File No. 157 of 19 22

Serial No.

2) There has not been much appreciable change since then. From the Statement III attached to the Registrar's letter under discussion it will be seen that the number of institutions in 21-22 has considerably decreased from 22086 in 19-20 to 15109 in 21-22.

1) The Chief Court have taken 3 Small Cause Suits as equivalent to a Regular Suit to arrive at their conclusion that the work in Mysore Compares favourably with that in Madras or ~~on~~ equal to it. This method of calculation appears to be ~~very~~ hasty. Returns taken to the fore of an original suit and that of a Small Causes has perhaps to be taken into consideration. At least 15 to 20 Small Cause Suits may be disposed in a day, while it takes from 5 to 10 days on an average to dispose of an original Suit. At this rate the work in Madras is undoubtedly higher than in Mysore. Probably the reason for the calculation

as well.

How? Calculations will prove the contrary?

NOTE—Contn. sheet.

Serial No.

of work in some cases — in the want of proper distribution of jurisdiction. Some courts are hearing work and, while some are worked very hard — e.g. Chitaldrug, Narasimharajapura & Chikmagalur, Shimoga — a proper redistribution of jurisdictions, may perhaps be considered.

2) The question of investing the Munsifs with the power of taking down evidence in English — as in Madras is under consideration & the opinions of the principal law associations & the State have been called for thro' the Government.

3) The spread of the intelligent co-operation of women on the part of litigants, as education advances, & the increase of Lawyer-Lawyers — their inconvenience will be lessened.

4) It appears to me no valid argument to say that the State is not justified in diverting any portion of the income derived from litigation to other purposes. It has been no where laid down as either as a matter of principle

Serial No.

a policy that the income of the effl
should not be utilised for that
purpose. If after making sufficient
provision for efficient administrat
the result, there remaining any surplus
there is no reason why it should not
be made use of for the advancement
purposes of the State.

2) The increase from the enhanced
rate under C. Fee, has still to be
watched. It is too premature to
calculate any appreciable income.
The effect of the increase of fees
may be a fall in suits, consequent
decrease in revenue. Besides
the increase has come to effect
only from the 1st of the current
month and perhaps 2 or 3 years
have to run to know exactly
what the increase is from this
source.

3) It is not possible to verify the
figures given by the Ch. Ct. as the latest
Madras reports are not available.

23/2/23

Serial No.

27) A perusal of Statement No will make it clear that the territorial jurisdiction of a Munsiff Court in Mysore is wider than in the three Presidencies of British India & the United Provinces. Even in the matter of total extent of population served by each Court, Mysore compares favourably with the three Presidencies, though United Provinces shows a slight improvement. As regards the work-loads of Madras & Bengal especially, there an increase. The No of original suits in Bengal is 200 %, more than ~~nearly~~ double that of Mysore; but the Chief Court have explained that as most of them are suits for the recovery of rents & as such are not very complicated, they cannot be compared with original suits in Mysore, which are more or less of an intricate nature. Madras shows only a decided improvement as regards the No of Small Cause suits which came up to 1139 a year as against ~~1754~~ in Mysore, but even here the Chief Court has an explanation to offer. The time & labour involved in the disposal of a Small Cause suit is very much less than that for the disposal of an original suit. In fact the Chief Court ~~has~~ have taken 3 Small Cause suits as

Serial No.

1.

equivalent to one original suit. It is not possible to say how far this calculation is correct, but there is no denying the fact that the time & labour involved in the one case is very much greater than in the other. On this principle, it can be safely assumed that the Courts in Tuticorin turn out as much work, if not greater, as the Courts in the Madras Presidency.

2.8) The no of suits instituted shows a gradual increase from the year 1912-13 till the year 1919-20, when it reached the highest figure viz. 35,314 (both original & Small Cause). But the figures for the last two years show a decrease, the no of suits in 1921-22 being only 31,308. The disposals also show an improvement from the year 1912-13 onwards but for reasons not known, they have shown a downward tendency during 1921-22 when the no disposed of is given to be 31,577. If this rate of disposal is continued & if the no of institutions remain stationary, there can be no prospect of arrears which aggregate to nearly 17000 suits being cleared. The only solution to bring the work up to date is to create additional facilities, in the

Serial No.

Shape of increase in the No of Courts.

~~The~~ the Chief Court have suggested

1) that a separate Court of Small Causes be located at Bangalore with pecuniary jurisdiction up to Rs 500.

or if this is not considered expedient

2) ~~that~~ a second additional Munsiff's Court be established at Bangalore;

2) that the temporary Second Munsiff's Court ~~at~~ ~~be~~ shall be made permanent.

3) that an extra Munsiff Court be established in the Nijsme Dh.

4) that a Special Munsiff Court be ~~also~~ sanctioned, to be employed as a roving Court.

~~As regards the establishment of~~ a ~~Munsiff~~ Court at Bangalore, a ~~recommendation was made by the Chief Court~~ so long ago as 28th August 21 ~~in reply to~~ the ~~Financial Branch~~.

2) As regards the first proposal, a recommendation was made by the Chief Court so long ago as 28th August 21, that a second additional Munsiff's Court may be established at Bangalore, to relieve the congestion of work

Serial No.

which had increased in recent years. The financial position was not very favourable for the sanction of an additional Court but it was contemplated to transfer the Munsiff Court at Doddaballapur to Bangalore. Representations were received from the people at Doddaballapur protesting against the removal of the Court from the place. After consideration of the question, a note was made by the Council that the question may lie over for a year & brought up before the budget for 1923-24. In pursuance of this, the Civil Court have renewed the proposals - Vide file bundles. Now transfer of Court from Doddaballapur is not likely to prove of any value. Statement II will show that the no of institutions in the Doddaballapur Court is 1176 & if the Court is removed, it will only go to swell the work in the Munsiff Court at Bangalore. The proper remedy is therefore the creation of an additional Court at Bangalore.

The Civil Court also recommend that the Second Munsiff Court, Bangalore may also be made permanent. This Court has been maintained on a temporary footing & the period of its present sanction will expire

Serial No.

limited ltr

an 22.5.24. The question of making it permanent was also raised on the previous occasion, but in deference to the financial opinion which did not favour any addition to the permanent expenditure of the State, the Canal was continued on a temporary basis. Whether the Canal is on a temporary or permanent footing, is not perhaps material so far as the disposal of work is concerned.

3) The third proposal is to locate an extra Kamorth Canal in the Mysore Dn. The necessity for this is explained in in para 4 of page 10 of the Memorandum.

3) The fourth proposal is the creation of a special Munroth Canal, to be employed as a saving Canal, available for the relief of congestion of work in any particular locality, where for the time being, there would happen to be heavy arrears. The idea, no doubt, appears to be good and but care has to be taken to see that ~~[illegible]~~ the existence of such an arrangement does operate as an inducement for work falling into arrears.

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13) If the Second Munsiff Court at Trichur is continued as a temporary footing, till finances improve, the approximate cost of the other proposals, will work up to Rs 45000, (at the basis of the cost for each Court Rs 15000.)

14) The Cochin Court have also raised the question of the improvement of the prospects of the Munsiffs & have suggested that the pay may be fixed at Rs. 200 - 25/1 - 500 or at least be assimilated to that of Asst Commissioners. The present pay of the Munsiff is 200 - 50/3 - 400 while that of the Asst Commissioners 250 - 50/3 - 450. The question of giving them the grade of Asst Commissioners may perhaps be considered favourably. But if the pay suggested, viz 200 - 25/1 - 500 is to be given, it is desirable that it should be considered along with the reorganisation of the Civil Courts.

15) Additional Hands to ease of the heavily worked Munsiffs' Courts, have been sanctioned & are being continued from year to year on a temporary basis. The question of making them permanent, may perhaps be taken, when the financial crisis is tided over.

J. R. S. III-21

General and Revenue Secretariat.

US File No. 3928/15/7 of 19 22

Serial No.

36) A reply has to be given to the Chief Court indicating which of the proposals outlined by them are acceptable to Govt, so that detailed proposals as regards cost etc may be worked up & submitted for final orders of Govt at an early date.

Gen Secy

HS 6/3

37) A study of the Comparative Statistics furnished by the Chief Court would appear to show that Mysore is not so well served as the surrounding British Provinces in the matter of Civil Courts. General Considerations apart there seems to be an immediate necessity for establishing two additional Munsiffs' courts to relieve the congesting work in Bangalore and Mysore Districts. As regards the additional Civil Courts in Bangalore

Serial No.

the question was decided to be brought up at the Budget time this year and a separate reference has been received on the subject from the Chief Court. As regards the additional Court for the ~~Bangalore~~ Mysore Dist the question is more or less on the lapis ever since the abolition of the additional Munsiff's Court at Seringapatam owing to financial stringency.

3rd Whether the additional Court to be established at Bangalore is to be a Munsiff Court or a Small Causes Court would depend, partly upon ~~upon~~ whether there will be sufficient work for ~~a~~ such a Court and partly how far public opinion will support the increase of the jurisdiction. The present Sub Court has disposed of very nearly two thirds of the Small Causes suits filed before it and in addition has had time to dispose of 92 original suits and 125 suits

Serial No.

instituted. The court was also asked to take over the small causes in the two Municipal Courts which between them have 1690 institutions. The number of small causes filed before the present Sub Court is 2315. Thus the new small causes court if established will have about 4000 small causes to deal with which would appear to give a fair amount of work for a full time officer. The Sub Court will then be free to take some more work and relieve the Dt. Court.

29/ The proposal about the hearing court does not seem to be of any urgency and may be left to the present. The question of the improvement of the pay and prospects of the Municipal may be taken up separately along with the revision of the pay of the Asst. Amins.

The proposal about the appointment of chief clerks in heavy courts has not yet been heard. It will be separately ~~worked up and submitted~~.

17) The subject as regard the appt. of chief clerks in place of the hearing Asst. Sub Court has been decided by Government at the Budget time. The cost is Rs 4500.

G. R. S. III-21

3928

General and Revenue Secretariat.

File No. 157 of 19 22

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41) Though the financial stringency is still unrelieved, yet some additional expenditure in this direction has to be faced with equanimity if the discontent of the litigant public is to be in some measure at least assuaged. Men is much force in the contention often times urged that the income from Court fees which is a special charge ~~created~~ levied for the litigants' benefit be primarily spent in providing an adequate machinery for the prompt disposal of the litigation before them

5886 9.3.23

8.3.23

Hon Law Member)

42). I am of opinion that the Establishment and additional cost at Bangalore is necessary to secure the expeditious work now in the 1st Court. The Court may be established on a temporary basis for a year, as the litigation at present is

Serial No.

is in a dilapidated condition and will in due course reach its normal condition. The Court does not share his views equally with the 1st Court but dispose of his old cases that may be handed to it from the 1st Court along with the current small causes original suit. by this a variety of accompaniments. The establishment of a separate small causes Court is not necessary. Which will be a costly item the establishment of an additional Court. After a year the Small Causes Court may be handed to Mysore & there the Chief Judge of the 1st Court Mysore and his servants abolished. If this is adopted there will be no necessity for a roving Court for the files of Munsiff Courts can be no means heavy.

(2) 43) The additional Court at Tumkur be made permanent ~~since~~ on its present basis i.e. with Common Clerical and process establishment for both the Courts which is more economical than a Court with separate territorial jurisdiction and a separate establishment.

44) The increase of his pay of his Munsiff may be taken up along with his servants of his Court Service.

NOTE—Contn. sheet.

G. R. S. III-2

General and-Revenue Secretariat.

C5 File No. 15 3926 of 1922

(22)

Serial No.

45).

9)

Mr. Idris appearing for Chief Secretary to Govt. requested that the case may be adjourned.

46) Mr. Meiyappan for petitioners stated that the petitioners would like to file counter affidavits before the case is taken up for hearing.

Idris
10/3

DEWAN'S OFFICE.
Recd. on MAR 10 1923
Reg. No. 5308

Dewan) Lie 10.3.23

47)

The petitioners request that the case may be posted for consideration. 4.

48) For enquiries

Lie
12/3 A.P.
JPS

C5
12/3

NOTE—Contn. sheet.

(223

G. R. S. III-21

General and Revenue Secretariat. | 45 File No. 157 of 19 22

Serial No. 49

The cost of the establishment of a third Munsiff's court on a temporary basis will be as follows - taking the standard of the 2nd court at Tenkasi for work encumbrance instead of separate jurisdiction.

i Pay of the Munsiff is taken at Rs 150/- as the court is temporary for a year } Rs 1800

ii (x) clerical & menial staff

as per revised scale including - Rs 1860

1 Court clerk on Rs 25/x+2 = 300
1 Head clerk on Rs 35/x12 = 420
2 Munshis on Rs 25 = 50x12 = 600
1 Duffadar on Rs 15x12 = 180
1 Bailiff on Rs 10x12 = 120
1 Peon on Rs 10x12 = 120
1 Torch on Rs 10x12 = 120

N.T.P.

(x) the 2nd Court at Tenkasi was given only 2 clerks on Rs 25+20 per mensem (Flag R) 46?

add:

iii Process cost: Sanctioned for the Tenkasi Court - for work of the 2nd Court also.

3 Minis @ Rs 20 = 60x12 = 720
4 Process Peons @ Rs 11 = 44x12 = 528 } 1248

This may not be necessary

cancelled 31/3

iv Contingencies @ 5 Rs p.m or 60. 60

This will not do.

cancelled 31/3

v Cost of furniture - say Rs 150 or 200 - } 200

Total 5168

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | File No. 157 of 19 82

Serial No.

50) The cost for the appointment of chief clerks in 5 courts as noted in the files (142-20) & (184-21) comes up to Rs 7500/-

D.
R.

The net cost will be Rs 7500 - 3000 = Rs 4500/-

51) The cost of making the 2nd Court at Nuwara permanent - on the present strength of Estt (both clerical & process &) comes to Rs. 6816

(i) Average pay of Munsiff is taken at Rs $\frac{3600}{12}$ = 3600

(ii) 1 Headclerk Rs 40 x 12 = 480

1 confidential clerk Rs 25 x 12 = 300

2 Munshis each Rs 25 x 12 = 600

1 Bailiff Rs 14 x 12 = 168

1 Dalapat each Rs 10 x 12 = 360

1 Peon each Rs 10 x 12 = 360

(iii) Extra cost of Process Estt sanctioned to the Munsiff's court = 1248

iv. Contingencies @ 5 x 12. = 60

6816

52) Now the total cost of the three proposals is (1) Estg a Munsiff's court temporarily for 1 year, (2) appointment of 5 chief clerks in the Munsiff's courts, (3) making the temporary Munsiff's court at Nuwara permanent comes to Rs 16,484.

Excluding the pay of the munshis that will be saved by the appt of chief clerks in 5 courts viz Rs 3000, the total cost will be 16,484

53) The three proposals of the chief court

NOTE—Contn. sheet.

Serial No.

regarding the maintenance of certain buildings etc in the Tambaram Sanatorium, Bungalow &c. have been worked out separately.

54) The financial aspect has to be consulted if funds can be provided for in the ensuing budget for this purpose with the concurrence of the Chief Secretary & the Member.

Cases 20/3/25 55) Including the cost of the Second Munsiff's Court, Tambaram, which has been in existence for the past 8 years, the total expenditure involved by the proposals contained in the II Member's minute will come to about Rs 16,500 per annum. If the cost of the Tambaram Court is excluded, the expenditure will be reduced to Rs 9,700 per annum.

Apr 2/3 56) I would suggest the omission of Rs 1248 provided for Amins & Servers for the proposed new Court. The existing process staff is managing the work, and the proposed establishment of a new Court, to dispose off old suits, does not necessarily involve increase in institutions or additional

3926/P

(26
26

Serial No.

work for the process staff. The
cost with them be Rs 15,552 of which
Rs 6816/- are already incurred for the Jamkhed
Court. If the Chief Clerks are
dropped, there will be further reduction
of Rs 4500/-

57) The idea of
making the 2nd Court in Jamkhed
permanent on the present basis,
though less costly, is not very desirable
and will place the Second Munsiff
in rather an awkward position.

164(a)/7.4.23 Govt. Secy)

cag 7/4

no member) -

58) The most heavily worked Circle in
Barsalore appears to be the Sub Circle. While
the Establishment of an additional Munsiff's
Court for the Sub-Circle may relieve
to this will the Establishment of an
additional Sub Circle in the town of
Sherur a Sub Court with jurisdiction to
try small cause & regular suits of the
1st class Munsiff's Court & the second regular
suits of Sub Court work and the whole
the cost.

Please note the cost & availability statistics about the number of original & small cause suits in the Sub-Court that Munsiff's report may also be got early. cag 9/4

NOTE—Contn. sheet.

cag 9/4

5 copies wanted 9/4

. R S. III-2]

General and Revenue Secretariat.

C.S^ File No. 157 of 19 22

3928/27 (27)

Serial No.

head

69. Represent. average cost of the establishment at Chirayu Rs 12,096, as per the following scale

1 Subordinate 500–50/2–600	Avg: cost	550 p.m
1 Headclerk 67-3-82	—	78½ "
1 Office 45-2-55		52½ "
1 Clerk on Rs 40, 3(35) 2(30) 2(25)		255 "
Menial Staff as per the existing scale		54
		Rs 989-3/4 p.m

annually

or Rs 12,096 rupees

This Court has no separate process or record establishments.

61) It is unofficially informally ascertained from the Chief Court that the number of original & small cases for the Courts of the Subordinate Judges & 1st Munsiffs Bangalore is as follows

	O.S.	S.C.
Sub Court:	157	2237
1st Munsiff.	902	980.

Seal

11.4.23

62) The cost of a Munsiff's Court on the model of the second Court Munsiff wise be Rs 6816 and even Rs 12489- less if no additional

Serial No.

process Establishment is ordered.
Cost for a Sub-Court will be roughly Rs 12000/-.

63) From the figures put up, it is found that the number of Small Cause Suits for the Sub-Court is very large. If it is a Sub-Court that is in view, the Small Cause cases should be divided between the two Courts, and some original suits transfered from the 1st Munsiff's Court, to relieve Congestion there. The idea was to remove the newly established Court after a year to the Mysore Division to Clear the arrears in Seringapatam. If it is for a Sub-Court, this Course is not quite possible, and the Court is about double the original proposal.

64) At the same time something has got to be done to relieve the Sub-Judge. Small Cause jurisdiction of the Sub-Judge & the Munsiffs may have to be recast, to equalise work in Bangalore. A fresh Munsiff's Court then will answer all purposes.

402
14.4.23

NOTE—Contn. sheet.

(Chief Secy) and Minutes)

Cas
-14/

3928/P

G. R. S. III-2]

General and Revenue Secretariat. | File No. 157 of 1922.

Serial No.

402

65) An additional Municipal Court Clerk on Rs arrears in the 1st Municipal Court may be sanctioned as in this may necessary and a sum of Rs 516 may be provided.

Under 1874.

FINANCIAL SECRETARIAT 7-1874 20 APR 1923

Dewan) Two Judges

66) It may become possible to provide for this in the final stage of the budget. The consideration of this case may therefore be deferred till then

67) This file has been delayed considerably not worked upon carefully with the long Cochin speech last March seems upon Rs exactly.

68) The matter is reported to Dewan the Land revenue and ag at 3/20 from Dewan the with the Chief Judge

DEWAN'S OFFICE. Recd. on APR 25 1928 Reg. No. 6267 with 2 files

5331 68(a) Mem 589

30

REPLY.

(To be written on this margin.)

Office of the Dewan of Mysore.

NOTE.

Dated.....23rd April.....1923.

68(a) *The proposals of the Chief Court for the reorganisation of the administration of Civil Justice may be submitted early for consideration.*

23.4

To

The Secretary to Government,
Revenue Department, with compliments.

Mercer, Asst.

Please see the file
68(b) & (c) — on the above subject
68(b) — which is
transmitted herewith

68(c) There is only one file
— viz the Establishment of additional
Courts — in the Bombay Presidency.
This has already been submitted to the Dewan with the opinion of the Member. This is perhaps what is called for.

(Chief Secy)

23/4

Chief Courts' memo (68(b)) laid down in regard to the proposals for improving the existing Judl machinery.

Please submit the file

68(b)

68(a) Not received
Please follow up
24/4

DEWAN'S OFFICE
Recd. on APR 24 1923
Reg. No. 6256

68(a) On receipt from Fin Secy, the file was subd to the Dewan yesterday.
Chief Secy

23/4

Dewan

23/4

23/4

23/4

130/31

IMMEDIATE.

REPLY.

(To be written on this margin.)

Office of the Dewan of Mysore.

NOTE.

Dated 30th April 1923.

69) *I have discussed the whole case relating to the improvement of the administration of civil justice, with the Chief Judge and I am agreeable to the following proposals -*

(1) Establishment of a Small Cause Court in Bangalore,

(2) Making the two courts permanent,

(3) Giving a temporary court at Mysore just as at Tumkur,

70) *I am also agreeable to the proposals regarding the doubling of the process fees and the re-organization of the process establishment so as not to involve any additional expenditure.*

71) *These proposals may now be worked up in detail and in the meantime, if the Second Member agrees, the Chief Court may be informed that provided that the additional expenditure regarding the courts does not exceed Rs.25,000, the Government will be prepared to consider favourably the question of including this amount in the next budget.*

72) Mr Rees Butler
Memorandum
further action after
consult by
Hon'ble Members
3/5/23

73) Submitted for perusal. After returning the file, details will be worked out.
2nd member

T845
30.v.23

30 4

The Chief Secretary to Government,
with compliments.

(38R

G. R. S. III-21

General and Revenue Secretariat.

(25 File No. 157 of 19 21-3

Serial No.

74) The question of the establishment of a Small Cause Court at Bhagalpur with a pecuniary jurisdiction up to Rs 500 requires careful examination. The subject of Bhagalpur suffers small cause jurisdiction at present up to Rs 300 and the enhancement of this Small Cause jurisdiction as proposed by the Civil Court may not at all be liked by the people because it means curtailment of their power of appeal to that extent. The members of the Lawyers also will suffer because their appeal work will be considerably reduced. There is no reason instead of having a popular one might bring an odium upon the Govt. I would like the Commissioner to make and introduce the measure after consulting the Representative Assembly. Moreover the idea of the Civil Court seems to be whether the present small purse of the Small Cause work and fix their appellate work. When such appeals become few? They will be transferred from the file of the Civil Court. The work of the Civil Court as it is at present is very light and the proposed

G. R. S. III-21

General and Revenue Secretariat.

3928

CS File No. 15R of 1923

Serial No.

Income will make it still lighter. Such a small cause Court method of process establishment will not be able to work successfully - If no Village Court and small process establishment proposals will be made in due course for the grant of such establishment.

75) The alternative proposal of the Civil Court for an additional Municipal Court at Bangalore is less costly and less open to objection -

76) However this question may further be considered after the proposals of the Civil Court are received when the actual numbers to be made is intimated to them the Civil Court may be addressed as suggested by the Hon'ble -

77) As regards the process establishment proposals the Civil Court may be worked up early and submitted without delay -

Hdm
21/5/24

78) Draft 23/5 ans 4/5

CS 15/5

NOTE—Contn. sheet.

(33
34

G. R. S. III-2]

General and Revenue Secretariat.

File No. 157 of 19 ?

Serial No.

79) Draft Lrd.

Cases 2/5/23 A 3/5 80) ~~Issue~~ + Plan prepare the Statement, Ligure instructions about today Cag 3/5

81) In the meanwhile draft may be sent up for appl. Chief Secy Cag 4/5

82) Issues with appeal 5/5 Cag 5/5

3 h Re Rep Thar, Lhe/Lent No. P. 1061/52 7. 5. 23 states that Govt will be prepared to Consid favourably the question of an amount of Rs 25,000/- for this purpose in the next years budget & calls for detailed proposals

P.T.O

(34
35

G. R. S. III-21

General and Revenue Secretariat. | 15 File No. 157 of 19 21-3

Serial No.

Cont.

83) I The cost of a small cause court on the basis of the Sub court at Shimoga will be :-

1 Subjudge 500. 50/2 = 600. avg cost =	(550+16
1 Head clerk 67. 3. 8 2.	78 1/4
1 Sh clerk 45-2-55	52 1/2
1 clerk on Rs 40/. 3 (35), 2 (30), 2 (25)	255
Menial Establ as per taluq scale	54 49
	Total 98 4 3/4

1001 1/6 16 2/3

1203 3 1181 7 or Rs. 12000, maybe annually.

It has no separate process or record establishment: the cost of furniture may come to Rs 1000 =

84) II The cost of a separate Munsiff's court in Sirsi under the sub judge will be as follows :-

1 Munsiff 150 - 200 - 50/3 = 400 avg cost	325
1 Head munshi on Rs 40/+5	45
1 Sh munshi 35/+5	40
1 Court nazir 30-1-35	33 3/4
4 peons on Rs 25/+5	120
3 gumastas on Rs 20/+5	75 60
1 clerk on Rs 20/+5	25
1 Bailiff on Rs 13/ 14	14 13
1 peon on Rs 11/-	11
1 Police on 7/- 12	12
1 Sweeper on 6/- Rs 11/-	11
	Total 710 3/4 or 6-4-7

Vide flag H (cl 99-20)

Rs 8529 or Rs 8600/- p. annum.

This does not take into account the Bailiff's allowances which will come to Rs 55/- p.m. The cost would be Rs 660/- p.a. Rs 8529 annually.

NOTE—Contn. sheet.

(35
36

G. R. S. III-21

General and Revenue Secretariat.

C5 File No. 157 of 19 23

Serial No.		
85	The Process establishment for the same court will be	
	1 Process Naigi on Rs 30+5 H.R. allowance	Rs 35/-
	1 Amin on Rs 18+5 =	23
	5 Amins on Rs 15+5 =	100
	2 Process servers on Rs 10+3 =	26
	13 Process servers on Rs 8+3 =	143
	Total	327
	The cost of furniture will come to Rs	1000-
	The contingencies and permanent advance required is	450/-
	Hence the total cost is	
	Court Estt including menial staff =	8529
	Process Estt =	3924
	contingencies	450
	Deduct from this	12798
2 process servers on Rs 25 = 50 Process Estt.	recurring expenditure the savings	12903
1 Amin on Rs 23 — 23	anticipated by re-arranging the	
1 Do on Rs 20 — 20	establishment in the present court.	
2 Process servers on Rs 13/- — 26		1976
4 Do - Rs 11/- — 44		15 89
163	1000 = 163 p.m. or	
Balance - Rs 10927	Balance - Rs	10927
	The recurring expenditure will be	
	Rs 11000/- p. annum and the non-recurring	
	expenditure to Rs 1000/-	
14	Three hands for each of the courts at	
	Hassan Manjarabad and Mysore on Rs 30/-	
	+5 each	Rs 1260 per annum

(cs 186-21)

NOTE—Contn. sheet.

I. R. S. III-21

General and Revenue Secretariat. | CS File No. 157 of 19 53

Serial No.

IV 87) The cost of introduction of the scheme of chief clerks in 5 places will come to

5 × 98 (average of 80-10-100) = 490

5 clerks for mistrie work 150

640 p.m. or Rs 7680 p. annum. The net cost will 7680 - 3300 = Rs ~~4500~~ 4380/-

V. The cost of establishing one court in Mysore on the scale sanctioned for the Sempatalam second Court will be :-

1 munsiff - avg. cost	325
+ Flag D with HP Allowance × 2 clerks one on 35, one on 30	~~65~~ 65
1 Duffadar -	14
1 peon -	12
1 peon (Sellers) -	11
1 sweeper -	11
	438 p.m.

5256 + 350 P. A total or Rs 5600 per annum recurring One non-recurring expenditure will perhaps come to Rs 1000 on the scale of the Tumkur second Court

88) The total cost of introducing the ~~reforms under~~ proposals is given in the adjoining Statement

3928
5331
P

(3)

G. R. S. 111-21

General and Revenue Secretariat.

'25 File No. 157 of 19 23

Serial No.

Statement showing the cost of opening establishments for some more civil courts:

No.	Particulars.	Recurring cost P. Division including contingencies	Non-recurring cost
1.	Small cause court with the status of subordinate	12,000	1000
2.	Separate munsiff's court at Tuticorin *	11,000	1000
3.	Three heads for each of the courts at Karaikudi Nanjanad and Mayavaram	1260	
4.	Three clerks in Srivaikuntam	4380	
5.	One court for Mayavaram on the scale of the second munsiff's court at Tanjore	5600	1000
	Total	34240/~~31960~~	3000

The amount to be provided in the budget will be Rs 38,000 roughly.

* The cost of the present temporary court is
Munsiff - 3900
Est - 2960
Pro. Est 2148
8988
So the net cost will be about Rs 2000/- excluding non-recurring expenditure

The present temporary court at Tuticorin will be made permanent.

8/5 The above does not take into account the process establishment for items 1 & 5. In item 2, the process establishment is included.

10.5.23 9/5 Items 3 & 4 are not referred to in the Dewan's minute, but they are included in the calculation as directed by the Assistant Secretary.

NOTE—Contn. sheet.

4 RA 115/23 From The Registrar, Civil Court, letter no. Nos 8(3) 10.5.23 forwarding revised proposals as called for—

Memo 593 D 5608 P (38 39

REPLY.

(To be written on this margin.)

Office of the Dewan of Mysore.

NOTE.

Camp Jerm Hill Dated 10th May 1923.

91) Files relating to Judicial Reorganization on which I minuted before I left Bangalore, should be put up after working out all the details and figures for final orders.

10 MAY 1923

To

The Chief Secretary to Government
with compliments.

Manager -

92) Answers

11/5 -

93) Statement of estimated cost to follow with a note. Proposals of the Chief Court are also placed on the file.

Chief Secy

Page 39.

(40/39)

(94) Statement showing the cost recovered for the addition of certain Civil Courts.

No.	Name of Court.	Chief Court figures. Items of expenditure,	Amount annual.	Sectt. figures. for the same based on averages.
1.	Court of Small Causes, Bangalore.	Judge's pay	6000	6800 cay ~~6600~~
		Estt.	4152	~~4699~~ 4377 cay
		Contingencies	150	150
		Furniture	750	750 Total ~~11877~~ 12077 cay
			11052	
2.	Additional Munsiff's Court, Mysore.	Judge's pay	1800	3900
		Estt.	1356-	1356
		Contingencies	60	60
		House rent	480	480
		Furniture	200	200 Total 5996
			3896	
3.	2nd Munsiff's Court, Tumkur.	Judges' pay	1800	3900
		Estt.	6201	6237
		Contingencies	100	100
		Furniture	450	450. Total 10687
			8587	
4.	Chief Clerks to Munsiffs' Courts at K.G.F. Seringapatam, Nanjangud, and 1st Munsiffs' Courts at Bangalore and Mysore.	Estt.	1500	~~2400~~ 2580 cay
			24,999	~~30,960~~ 31,340 cay
5.	1-Clerk to the Munsiffs' courts at Hassan, Holenarasipur and Mysore.		.....	not recommended

---

1. The Chief Court has taken into account only the minimum pay into consideration in the case of officers.
2. The Secretariat figures taken into consideration the average pay of the posts.

* In this case, Govt are already spending Rs 8988 (average Calculated) on the Munsiffs and temporary establishment. In case the courts were permanent, only 2 new hands in the clerical line, and one in the process staff are necessary. The costing less than one thousand rupees including contingencies.

Extra cost to Govt, if the cost that is now being incurred is deducted will be about Rs 22,000/- if all the proposals are sanctioned. If this to be still less No 4. may also be vetoed, which will bring the cost to Rs 20,000/- The first three items appear to be necessary.

cay
1175

G. R. S. III-21

General and Revenue Secretariat. | S File No. 157 of 19 23

Serial No.

95) Orders were to calculate the Cost of the following:-

1. A Small Cause Court, on the basis of the Sub-Court in Shimoga:
2. An additional Munsiff's court for Mysore on the basis of ~~the~~ the additional Court of Lenigapalam now abolished.
3. To make the Second court in Tumkur permanent.
4. Providing for five Chief Clerks, &
5. Providing three hands for three ~~four~~ heavily worked Courts.

96) Total recurring cost comes to Rs 34360/- non recurring to Rs 3000/- (vide page 37 of the notes for details pages 34 to 37) - ~~265~~ based on previous proposals.

97) The Chief Court have however cut up these proposals for 1-4 inclusive limiting the cost to Rs 24,999, including the non recurring expenditure. They have dispensed with 2 hands for the Small Cause Court, and one for the Tumkur Court, and have kept the pay of the menials at the minimum.

98) The calculation of the Chief Court, considers only the actuals for a year, and takes ~~the~~ only the minimum

Serial No.

pay into account. Though expenditure for the next year will be as stated in the Civil Court Statement, it will not be so for future years. A correct basis of Calculation will be taking the averages.

Page 39

99) a Comparative Statement is prepared and the cost, on the basis of averages is noted against the Civil Court figures. The expense comes to Rs ~~30960~~ 31,340/, or roughly 31000/- (or Rs 6000/- more than the amount agreed to.

100) In this Connection, it may be pointed out that a sum of Rs 8988. (average Calculation) is already being spent on the Second Court in Munsiffs and the temporary staff. Besides, if the Second Court has a separate existence, 2 hands on the 1st Court will be reduced, as also some hands in the process establishment, costing per year Rs 2016/- will be reduced.

101) It will be seen from the proposed Statement sent up already (Marg K) that by making the second Court permanent

(62)
63

G. R. S.-III-2,

General and Revenue Secretariat. | C/ File No. 157 of 1923

Serial No.

the increase in hands will be only 2 in the Clerical line, and one in the process staff, ~~than~~ over the present strength of both the Courts, involving an extra expenditure of less than a thousand Rupees.

(62) ~~If~~ In this view, the proposals ~~submitted~~ are quite within the Rs 2500/- that may be granted for additional Courts. If a further reduction is wanted, the Chief Clerks proposed may be given up for the present. Item (5) has been left out by the Chief Court. ~~The~~ Statement submitted gives details.

Chief Secy

(63) The proposals of the Chief Court involve an expenditure of about Rs 25,000 during the next year including the continuance of the Temporary Munsiffs' Courts at Tuticorin. Excluding this the extra cost for next year is only about Rs 16,000 + 17,000 Rs 18,185 — The average cost of the proposals

(43
44

G. R. S. III-2,

General and Revenue Secretariat.

C5 File No. 157 of 1925

Serial No.

Rs 31,340 in charge of the cost of the Timber Coal, as Rs 22,352 Exclusive Trial. This however includes some provision for items which will not be recurring. ~~The next extra cut may therefore be taken at Rs~~

Necessarily certain details will require explanation in view to the duly incidental but, no provision need perhaps be made in the next budget.

~~Next~~ Next extra cut (annual) may therefore be taken Rs - 19,772

Necessarily the Chief Conservator the difficulties anticipated the Member in regard to Enhancement small cause provisions of the new Act as also the necessity for powers etc.

by
1/5

and Member)

194) P.S. An alternative and less expensive scheme, would be to have a (temporary)

(44

45

5506

R. S. III-2.

General and Revenue Secretariat.

C5 File No. 157 of 1922-3

Serial No.

Hind. Munsiff's Court at Bangalore
under the proposed Small
Cause Court. This will mean a
saving of Rs 6000 per annum all
the relief required of the Principal
Munsiff & the Subordinate can be
had by the creation of an addl
Munsiff's Court & a revision of the
Bangalore jurisdiction. The
Rs mentioned in the Munsiff's
note, the Munsiff may be given
Small Cause jurisdiction up
to Rs 100 as in the Mysore. He
will get substantial relief & the
Subordinate Judge
will be relieved.

14/5/23

0864/1C151/23

14/5

105 I would prefer the alternative
Scheme suggested by the Chief Secretary
as it is the most economical and
meets the present difficulty. The
Composition is chiefly in the 1st Munsiff's
Court & the proposed establishment of
a Small Cause Court does not give
him much relief. Because the

NOTE—Contn. sheet.

(45
46

G. R. S. III-2]

General and Revenue Secretariat. | File No. 157 of 19 [illegible]

Serial No.

Establishment of a separate small cause Court will therefore not subserve small cause work and his file will become very light. He will have about 100 cases in his file which will not give him more than 2 or 3 hours work a day. The Civil Judge has proposed in the previous letter to give him some appellate work. This is provided not by me in my note dated the 14th May will meet his wants & the Civil Court very light. There are about 333 1st appeals filed in the Civil Court last year 131 2nd appeals and 173 criminal appeals. The record & Miscellaneous work is not much and does not call for any technical knowledge. There were 69 1st appeals and 40 2nd appeals filed in the Civil Court last year & during the current year there have been filed upto 31st December 81 1st appeals & 40 2nd appeals. If in addition the District Court have transfer 1st appeals then Sub Court, then there will be very few 1st appeals left on their file & the additional result from establishment of a small cause Court will be very little not sufficient to keep the Sub Judge, even if there already light work in Civil Court. Further a small

(46 o
47

G. R. S. III-2]

General and Revenue Secretariat.

C5 File No. 157 of 19 22-3

Serial No.

Cause Court-martial a separate process
establishment will not be able to meet
satisfactory work and a demand will be
made for it. His Lordship, when his Council
is established on a permanent basis,
(106) In his present state of finance
it will be impossible. I mean if we give
one more Municipal Court at Bangalore and
if his small cause jurisdiction is increased
they will be opposed by all lawyers.
(107) As regards his establishment of
Workmen's Court at Mysore, his view
is much more is intended the de-
partment does not commend itself. The
cases are proposed to be removed from
his Courts & consequently a Magistrate
& ... will be felt as a great
hardship by his department pressed for
it means to his magisterial & revenue
& lawyers. His ~~suggestion~~ Court-martial
suit is established plead and his
Revenue for his Court where he sits
is hard. The practice in Presidency
Courts is to ~~give~~ Enforce an absentee Court
in his place when there is Congestion
of work and to ~~transfer~~ Court-martial

(68)

5608
P

G. R. S. III-2]

General and Revenue Secretariat. | C5 . File No. 157 of 1922-3

Serial No.

about it as soon as he comes here is
required —

108) He additional Court at Jammu
may make permanent as proposed.
But this is to depend about his and if
his finances do not permit, his question
may be deferred till next year —

109) His proposal to appoint Chief Clerk
is good. It may be sanctioned. and
his increase by Rs 10 with his drawing
to his Cause 2 his year —

Ch
16/5

DEWAN'S OFFICE.
Rec'd on MAY 16 1928
Reg. No. 6741

Dewan/ 16/5

cancl
16/5

write to Sir

110) He is considered necessary &

16.5.

111) Circulate

1911 cancl
9.5

C3
19/5/28

NOTE!—Contn. sheet.

69/48

Extract from the Proceedings of the 649th *Meeting of the Council of His Highness the Maharaja, held at Bangalore on the* 7th June 1923. *19* .

286. Subject. - Clause x of the schedule.

Establishment of new Civil Courts in the State.

OPINION OF THE COUNCIL.

(1) A Second Additional Munsiff's Court may be sanctioned for Bangalore temporarily.

(2) An extra Munsiff's Court to the Mysore District to relieve congestion in the 3 Munsiffs' Courts referred to in the Chief Court letter may be sanctioned temporarily, and located in Mysore City in the first instance.

(3) The temporary Additional Court at Tumkur may be made permanent with the jurisdictions proposed by the Chief Court.

(4) Legislation may be introduced for the appointment of Chief Clerks.

(Signed) A. R. BANERJI,

Dewan of Mysore.

"EXTRACT"

Chief Secretary to Government.

570

General and Revenue Secretariat.

Subject.—

Establishment of new Civil Courts in the State.

3713/26

Extract from the Proceedings of the Council is submitted.

SECOND MEMBER.

S. N. Sahay.

(50 51)

Final Note by the Second Member of Council.

Subject:—

Establishment of additional Civil Courts in the State.

---

13 The inadequacy of the number of Civil Courts and the consequent delay in the disposal of cases have of late come in for much public comment The public feeling as reflected in the discussion of this matter at the last Dasara Session of the Representative Assembly was that, in view of the recent enhancement of Court Fees there was no justification for allowing the present unsatisfactory state of things to continue to the prejudice of the litigants, financial stringency notwithstanding. The Chief Court were therefore consulted as to what additional facilities were required to improve the administration of Civil Justice and they at first made the following proposals:-

(1) Establishing a separate Court of Small Causes with pecuniary jurisdiction up to Rs. 500 to be presided over by a Subordinate Judge or at least an additional Munsiff's Court at Bangalore.

(2) Making the temporary additional Munsiff's Court at Tumkur permanent with independent jurisdiction over the Taluks of Tiptur and Chickanayakanahalli and the Sub Taluk of Turuvekere.

(3) Establishing an additional Munsiff's Court in the Mysore District with jurisdiction concurrent with that of the First and Second Munsiffs of Mysore and the Munsiffs of Seringapatam and Nanjangud.

(4) A special Munsiff's Court to be sanctioned for employment as a roving Court to afford relief to other Courts the files of which may become temporarily congested.

(5) The appointment of Chief Clerks with quasi-judicial or judicial functions in place of Head Munshies in heavily worked Munsiffs' Courts

and

(82

(6) The sanctioning of additional hands to certain Munsiffs' Courts.

Page 11 of X (114) As it was not possible to find funds for the additional expenditure of Rs. 60,000 a year which these proposals involved, the Chief Court were requested to revise their proposals so as to limit the extra expenditure to Rs. 25,000, and their revised proposals are practically confined to items (1), (2), (3) and (5) above.

W

(115) On receipt of these proposals I recorded the following minute:-

"The congestion is chiefly in the 1st Munsiff's Court and the proposed establishment of a Small Cause Court does not give ~~him~~ trial court much relief. Besides, the establishment of a separate Small Cause Court will relieve the Sub Judge of Small Cause work and his file will become very light. He will have about 200 cases on his file which will not give him more than 2 or 3 hours' work a day. The Chief Court have proposed in the previous letter to give him some appellate work. This as pointed out by me in my note dated the 1st May will render the work of the Chief Court very light. There are about 333 first appeals filed in the Chief Court last year, 131 second appeals and 173 Criminal appeals. The revision and miscellaneous work is not much and does not call for any notice. Out of these, 49 first appeals and 40 Criminal appeals they transferred to the District Court last year and during the current year they transferred up to December - last 81 first appeals and 40 Criminal appeals. If in addition to the District Court they transfer 1st appeals to the Sub Court, there will be very few first appeals left on their file. So, the ultimate result of the establishment of a Small Cause Court will be to give relief not to the congested Courts, but to the already light-worked Chief Court. Further a small Cause Court without a separate process Establishment will not be able to turn out satisfactory work and a

demand

demand will be made for it no sooner than the Court is established on a permanent basis.

In the present state of our finances it will be sufficient I think if we give one more Munsiff's Court at Bangalore and if the Small Cause jurisdiction is revised relief will be afforded to all the Courts.

As regards the establishment of an additional Court at Mysore, the way in which work is intended to be distributed does not commend itself to me. Cases are proposed to be transferred from the Courts of Seringapatam & Nanjangud. This will be felt as a great hardship by the litigant public for it means the engagement of two sets of lawyers one for the Court where the suit is filed and the other for the court where the suit is tried. The practice in British India is to establish an additional Court in the place where there is congestion of work and to abolish it as soon as the congestion is removed.

The additional court at Tumkur may be made permanent as proposed But there is no urgency about this and if the finances do not permit, the question may be deferred till next year.

The proposal to appoint Chief Clerks is good. It may be sanctioned. The necessary legislation will be undertaken in the course of the year."

(116) The matter was considered at the meeting of the Council held on the 7th instant and the following resolution was recorded:-

Pages 8 & 9 Office Note

"A Second Additional Munsiffs Court may be sanctioned for Bangalore temporarily.

(2) An extra Munsiff's Court to the Mysore District to relieve congestion in the 3 Munsiffs' Court referred to in the Chief Court letter may be sanctioned temporarily, and located in Mysore City in the first instance.

(3) The temporary Additional Court at Tumkur may be made permanent with the jurisdictions proposed by the Chief Court.

(4) Legislation may be introduced for the appointment of Chief Clerks."

A sum of Rs. 20,000 has been provided in the next year's budge for this purpose.

(17) His Highness' gracious sanction is solicited to the recommendations of the Council.

Bangalore,
12th June 1923.

Mej Hum of Hussain
MEMBER OF COUNCIL.

54

G. R. S. IV—6]

Submitted to His Highness.

(18) *I submit herewith a Final Note by the*.....SECOND.....
Member of Council on the subject of.....establishment
of additional Civil Courts in the State,
.....
for His Highness' gracious approval.

Dewan.
13 JUN 1923

56 (55

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Establishment of additional civil courts in the State.

973

19) ***Order.***

~~KRW~~

23/6/23

20) Chief Secy

24 JUN 1923

G. R. S. III-2]

General and Revenue Secretariat.

5608/P

S7 (56
C 571

C5 File No. 157 of 192.2-3

Serial No.

Establishment of additional Civil Courts in the State.

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at headquarters and then sent to the Secretariat concerned for the

(21) Circulated to the Members of Council for perusal of * His Highness' orders ~~before~~ ~~after~~ issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

24/6

Chief Secretary to Govt.

Through the Secretary to Government,

.....Department.

10504-606
25.6.23

FIRST MEMBER OF COUNCIL. (22) 26.6.23

676
24/6

SECOND MEMBER OF COUNCIL. (23) Please put up a draft case & enclosures in question with reference to his application & Chief Clerk's letter in connection herewith. 24/6

THIRD MEMBER OF COUNCIL.

(24) The Assistant Secy, Protection.

24/6 C5 24/6

Mono WD 1335—GPB—500—16-1-23.

C5
24/6

(57)
56

G. R. S. III-21

General and Revenue Secretariat.

CS File No. 157 of 1924-5

Serial No.

25) Noted with 4 drafts. No amendment of law seems necessary. The Chief Court have to frame the necessary rules ~~in the matter~~ as regards the duties and functions of the Chief Clerks with the concurrence of the Rules committee. The appointments have to be held up till the rules are framed.

Please point out the civil dispatch case by

26) The amount necessary as worked up in the draft during ~~the~~ current year is Rs 26,689- As the courts are not likely to ~~commence~~ ~~effective~~ keep in work till 1-8-25, the sum actually required will be only Rs ? 17548 ~~8,667~~ for which there is a provision of Rs 20000. Hence deduct further the cost of the chief clerks who cannot be appointed for some months more there will be a ~~few~~ savings of a few hundreds.

may be calculated for 10 months only case by

~~Rs 10,667/2 for 10 months~~

Rs 25000/-

3. 23 - 126) 4 drafts are submitted for consideration. The average cost is mentioned in the draft sanctioning the additional Courts. The actual cost for 10 months for this official year worked out

c.c. of the Courts are placed under Aug.

NOTE—Contn. sheet

G. R. S. III-2]

General and Revenue Secretariat.

C5 File No. 157 5808/P of 19 22-3

Serial No.

to Rs 14570/- only, excluding furniture ~~which is to be furnished by the Govt~~

(27) In the notifications for the additional Courts for Bangalore & Mysore, Small Cause jurisdiction up to Rs 100/- is also invested after consulting the Registrar in person. It may be necessary to raise the ~~limit~~ S.C. jurisdiction of the other Munsifs in Bangalore & Mysore to Rs 500/- to give relief to the Sub-Judges in those places. This will be done by a separate notification after orders.

(28) As for the Chief Clerks, Amendment of the Civil Courts Regulation & the Small Cause Courts Regulations is necessary & will be taken up.

Chief Secy,

ccq 4.7.23

1st Member) 4/7/23

ccq 4.7.23

(29) Why not move the pension made for Chief Clerks ~~today~~ the question may be reserved for separate orders after necessary amendments in the Regulations are made.

(30) Hon'ble Chief Secy in his Representation Assembly Mail instead of bearing all the

NOTE—Contn. sheet.

* no provision has asked for in Secretariat I understand available in the Secretariat S. E's office

G. R. S. III-2]

General and Revenue Secretariat. | File No. 157 of 1922-3

Serial No.

and Courts of Precedence. Registrars & Munsifs may be located in their Central Places within their territorial jurisdiction & their Courts. The Pupils & Deputies attached to the Establishment & the Civil Courts at Deputies & the Pupils & Commissioners ~~attached~~ attached at their respective places. Their appointments may be cancelled by the Civil Court and it may be suggested by them that the present appointing-might be called for a reappointment of their territorial jurisdiction & their Courts. ~~is~~

131) As regards Small Cause jurisdiction, the Civil Court & their Registrars is not separate. The Civil Court shall be addressed upon the point. The notification regarding the subjects within Small Cause jurisdiction up to Rs 300 may be withdrawn

132) That the Civil Court & Revenue Courts ~~shall~~ the Establishment & Bench the Deputies should in their closing under the Registrar be one Commissioner in the Presidency Town said Sanctioned.

133) The notification that the Establishment & the Courts may cease after be been depended from the Civil Courts

* A.S

6/7

134) Draft worked above - cay 6/7

A.S 6/7

G. R. S. III-2]

General and Revenue Secretariat.

5608/P

File No. 157 of 1923

Serial No.	
135	Subd with a draft
136	Nothing is mentioned in the draft about the 'Ramg' court. In his closing remarks at the last session the Dewan said that an additional sum of Rs 5,000 would be provided in the Budget for additional courts. The question may perhaps be taken up after the issue of the final budget
137	Some points required discussion with the Member, before issue of draft. The present draft which is the result of that discussion, may issue.
138	After issue please put up the file.

From
The Registrar, Chief Court
D.O. no S 1377-7-23

Notes that the words 'small cause jurisdiction upto Rs 100' may be added in the draft notifications.

ISSUE & RESUBMIT.

None received 9/7

To the Registrar, Chief Court
no. P. 1208 9.7.23

Requests that, if the Judges agree, revised proposals for the location of the addl Courts with draft notifications re the jurisdiction of each Court, may be forwarded & calls for the opinion of the Judges whether it is not preferable to lower the Small Cause jurisdiction of the Sub Courts at Bangalore & Mysore & states that the question of appt of Chief Courts has to be over with the civil Courts reps to amend.

238
P. 3606 62

G. R. S. III-2]

General and Revenue Secretariat.

cs File No. 157 of 1922 3.

Serial No.

139) Resubmitted with reference to para 138 above

140) As per orders in a memo sent from the office of the Dewan - Submitted.

10/7/23

Dewan

141) Reply may be awaited 12.7.23

The matter brought to notice orders -

11.7

11/7 cas 11.7

DEWAN'S OFFICE.
Recd. on JUL 10 1923
Reg. No. 250

From

The Registrar Chief Court.
Letter no C 65 dt 12.7.1923

States that the courts now proposed are intended more to clear up arrears of the existing Courts, their location may be considered when they have been sanctioned temporarily and that the Small Cause jurisdiction of Kulgidda may be left as they are for reasons given -

142) Submit for orders with reference to the reasons (130-132) above.

13/7/23

143) Reply of the Chief Court is silent as regards the Chief Cl

If approved, portion in the draft relat

G. R. S. III-2]

General and Revenue Secretariat.

C5 File No. 157 of 1922-3

Serial No.

the Chief Clerks, may be deleted as suggested by the member.

144) The question of the Small Cause jurisdiction of the Several courts, may be taken up separately.

145) Regarding the location of Courts, the Chief Court are in favour of their original proposals for the present. One year hence, the question may perhaps be taken up again.

146) Submitted for orders

Chief Secy

Cag 13/7

488 17.7.23

Sapru - Please revised the draft accordingly

Cag 14/7

Draft is revised accordingly.

Chief Secy

Cag 14.7

Put before the draft will be prepared in consultation with C.C

Cag 17.7

(Mr Menon)

DEWAN'S OFFICE.
Rcvd. on JUL 19 1923
Reg. No. 492

Draft-approved

17.7

Draft approved

Cag 19/7

NOTE—Contn. sheet

recheck
draft Mr Menon

G. R. S. III-2.

General and Revenue Secretariat.

CS File No. 157 of 19 22-3.

Serial No.	
9	To The Regr Coll Court, Comptroller, Supt Survey G.O. no P 406 & dy 20.7.23 Sanctions the establishment of certain additional Civil Courts for the improvement of the administration of civil justice 20. The Regr Coll. Court & C.O. Letter no P 410 dy 20.7.23 Requests Calls for proposals nominating Municipls and requests to inform the date from which the new Courts may start work.

65

Extract from the Proceedings of the 656th *Meeting of the Council of His Highness the Maharaja, held at Bangalore on the* 21st July 1923. *19* .

---

24. Subject. - Clause v of the Schedule.

Nominations for the two appointments of temporary Munsiffs.

OPINION OF THE COUNCIL.

The proposal of the Chief Court in their letter No.60 dated 20th July 1923 may be approved.

(Sd.) A. R. Banerji,
Dewan of Mysore.

"EXTRACT"

Chief Secretary to Government.

WD 433—GPB—1,000—1-9-20

Subd to 1st Member for final note.
(Perhaps the usual majority in such cases may be approved)
S. J. M. 24/7

5·90
23/7

Final Note signed by the Member
as placed below

24/7
23/7

G. R. S. III-2]

General and Revenue Secretariat. | CS File No. 157 of 1923

Serial No.

S. N. Subd.

The file may be sent to be returned for issue of the necessary notifn in anticipation of appl (Vide final note)

hw 23/7/23

Attention is requested to the last para of the final note. The file may be kindly returned for the issue of orders

Sd. 23/7/23

Section Supdt

Asst

Secretary

Necessary notifn may be issued

Sd 24/7

Cag

To

11+13 The compiler-in-charge Notfn no P 499 (P 504) dt 24-7-23

Notifies the establishment of new additional Court at Bangalore and Bangalore

12 To the compiler-in-charge Notfn no P 500 dt 24-7-23

Notifies that the Second Munsif Court at Tumkur is placed on a permanent basis with independent jurisdiction etc defined.

To the Legislative Dept Court no P 501 dt 24-7-23

Forwards the above notifns.

To the Compiler-in-charge D dt no 502 dt 24-7-23. Requests that the notifications may be issued in this week's Gazette

Asst Note with the Final Note and it has been sent to Gulbarga & file returned.

Sd 23/7.

G. R. S. III-2

General and Revenue Secretariat.

CS File No. 157 of 1922-3.

Serial No.	
	Subd A. G. C. intimating the Corrections made in the order of the 20th July regarding cost, is submitted. A D.O. with draing the notifications re the establishment of the Messrs courts at Mysore and Bangalore is put up. Issue cay 26/7
	26.7.23
	D.O. no P 535 dt 26.7.23 to the Regr. Chengalpet
	do no P 540 dt 26.7.23 to the Comptroller m.g. Request him to send back the notifications for making certain corrections
14	F.O. no P 541-3 dt 26.7.23.
	do The Regr Chengalpet, Comptroller, Supt. Govt Stg. Modifies the para 4 of the GO of 20th July 1923

P.T.O.

68

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

1) Please send me to-day the draft Notification regarding the appointment of M. V. D. Narayana Moorthy and M. Lakshminarayana Jois to the new Courts at Mysore and Bangalore.

2) It has to be made clear that M. T. Mustafa has to continue where he is until further orders.

3 The Notification should be that M. Narayana Moorthy is appointed to the Mysore Court ~~that M. Lakshminarayana Jois to the Bangalore Court~~, and that M. Mustafa who was appointed for M. Narayana Moorthy may remain until further orders.

4 The file regarding M. Narayana Moorthy's leave and M. Mustafa's appointment may also be sent to me.

Asst Secy (Protection)

N.B Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III—51

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Draft notification is submitted.
The wording of the 'Chief Constable's recommendation' has been adopted and printed in para 3 of the above has been brought out. Files are also submitted. If the draft is acceptable, it may be sent back for other alteration suggested.

Chief Secy) Cag
26/7

Later, I have acting Chief Secy's orders, the Registrar was consulted, consulted about the notification part-up. Draft -

Chief Secy) Cag
28/7

First Member) 28/7/37

Slightly revised & approved

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

Issue at once. Cag
28/7

G. R. S. III-2.

General and Revenue Secretariat.

File No. 15 of 19 22

Serial No.

15

To

The Secretary to Govt.
Home Dept. No. P. 558 & 28.7.23

Forwards the appeal of messrs. B. Lakshmi Narayana Jois, M. D. Narayana Murthy & T. H. Mustapha as manager of the ~~Sub~~ Court Bangalore, Mysore & the Court of Narasimharajapura respectively with effect from 1st May 1923

To The Dept. Advocate General

No. P. 558 & 28.7.23

Forwarding a copy of the above with the observation that either M. Lakshmi Narayana Jois or M. H. Mustapha will have to revert on the reversion of M. Rangaswamy Aiyangar as Manager

(Mr B)
Till appeals are received

B

JUDICIAL AND REVENUE SECRETARIAT
RECEIVED
5 AUG 1923

NOTE—Contn. sheet.

Today

Final Note by the First Member of Council.

Subject:—

Nominations for the two appointments of temporary Munsiffs.

His Highness was pleased, in his Order dated 23rd June 1923, to approve of the proposals of the Chief Court to establish two new Courts, one to be located at Mysore and the other at Bangalore, to relieve congestion in the Civil Courts. The Chief Court were requested to intimate the date from which the Courts may start work and to make nominations for the appointment of Munsiffs for the new Courts. They accordingly recommend that Mr. U.D.Narayana Murthi, Munsiff of Narasimharajapura, who is on leave till the end of this month, may be posted to the charge of the new Munsiff's Court at Mysore and that Mr. Mahomed Mustapha who was posted by the Chief Court, under their emergency powers, to the above short term vacancy may continue to act at Narasimharajapura and that Mr. B. Lakshminarayana Jois, who has acted as Munsiff previously, may be posted as Munsiff to the new Court at Bangalore. They state that the Courts may start work from 1st August 1923.

The subject was considered in Council and they are of opinion that the proposal of the Chief Court may be approved.

The resolution of the Council may be graciously approved.

As the matter is very urgent, orders have been issued in anticipation of His Highness' gracious approval.

Bangalore,
23rd July 1923.

MEMBER OF COUNCIL.

70(b)

G. R. S. IV—6].

Submitted to His Highness.

I submit herewith a Final Note by the FIRST *Member of Council on the subject of* nominations for the two appointments of temporary Munsifs

.....

for His Highness' gracious approval.

Dewan.

23 JUL 1923

CONFIDENTIAL.

Record of Cases submitted for the Orders of His Highness the Maharaja

H. H. C. 386
23. 7. 23

Subject.

Nominations for the two appointments of temporary Munisffs.

Order.

Approved
H. H. the Maharaja
2. 8. 23

Chief Secy
15 AUG 1923

G. R. S. III-2]

General and Revenue Secretariat. | File No. | of 192.

Serial No.

Nominations per the GOC
Appointments of Temporary Magistrates.

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to the Members of Council for perusal of His Highness' orders ~~before~~ after issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Chief Secretary to Govt.

Through the Secretary to Government,
General Department.

1250
16/5

FIRST MEMBER OF COUNCIL. 17/5

SECOND MEMBER OF COUNCIL.

THIRD MEMBER OF COUNCIL.

~~Asstt Secy (Production)~~ General Secy with compts.

NOTE.—Contn. sheet.

Mono WD 1335—GPB—500—16-1-23.

Orders have issued in anticipation of Council

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Section 15

File No. 157-12

Serial No 1

General and Revenue Secretariat

( )

the 191 .

No. 15903(1)

Date of issue 19/1/23

Signed by Mr Greg

To

The Regr. Chief Court

Sir

I am directed to invite reference to the accompanying extract from the Dewan's closing remarks to the Dasara session of ~~the~~ creating additional RA 9/1922 re the ~~establishment~~ facilities ~~for the administration of the Civil~~ ~~Justice by establishing~~ ~~of~~ some more civil courts commensurate with the area, population and civil litigation in mysore as compared with British India, ~~a statement~~ showing the number of civil courts for its party civil litigation and to request you to kindly obtain and forward the proposals of the judges of the Chief Court in the matter. A Statement showing the ~~three~~ number of civil courts according to area, population and litigation in mysore and British India may also be sent.

I am

Sir

And to request that you will be so good as to obtain and send a Comparative statement of the area, population, civil litigation in the Courts, in each of the districts in Mysore and Br. India. The matter may also be placed before the judges of the Chief Court and their views may also be obtained and sent.

over.

IMMEDIATE 29621 3928 72

CHIEF COURT OF MYSORE

Bangalore, dated 29th January 1923.

Telegraphic Address. "JUSTICE"

R.O.C No. 513/22-23 with 4 enclosures

FROM

A. SREENIVASARAGAVACHARI, ESQ., B.A., B.L.,
Registrar, Chief Court of Mysore.

To

G. Aravamudu Iyengar, Esq., B.A., B.L.,
General Secretary to the Govt. of
H. H. the Maharaja of Mysore,
B a n g a l o r e.

30 JAN 1923

SIR,

I am directed to acknowledge the receipt of your letter No.P.5903 (1) Cts. dated 19th January 1923 requesting me to obtain and send comparative statistics of area, population, the amount of work done by the Courts and the average duration in Mysore and British Indian Provinces, together with the views of the Judges of the Chief Court on the question of the creation of additional facilities

for

STATEME

SHOWING AREA, POPULATION, AMOUNT OF WORK and A

Presidency or State.	Average area for a Munsiff's Court. (Square Miles).	Average population as for a Munsiff's Court.	Number of suits instituted. (Average for the last 3 years 1921-1922.).			Nu su po
			O.S.	S.C.	Total.	O.S.
Mysore State.	1473.06	2,92,997	962	735	1697	904
Madras Presidency.	802.1	2,30,258	679	1110	1789	6 5
Bombay Presidency.	931	1,91,078	[illegible]	-	899	-
United Provinces. (Allahabad).	779.6	3,74,104	-	-	761	-
Presidency of Bengal.	283.5	1,88,185	1857	641	2498	2007

Tkv.

Ms. M. - Separate fi

F. No.1.

76

...STRICT. I... AND QUASI CIVIL ..

...ber of ...ts dis-...ed of.		Average ...tion (in d...).									
...-20 to		Original suits.			Small Causes.			All suits (O.J. and S.C.)			Remarks.
...C.	Total.	Con-...ded.	Un-con-...ed.	Both.	Con-tested.	Un-con-tested.	Both.	Con-tested.	Un-con-tested.	Both.	
674	1...70	538	92	206	...	7...	...1	464	81	17...	
11...7	1	...33	64	-	...5	...0	.	...6	4...	107	
-	...3	-	-	-	-	-	.	2...5	1 1	135	
-	317	-	-	-	-	-	.	1...7	...	...1	
...20	27...	...2...	142-19	.	136	71	.	207	122	1...5	Consists mostly of rent suits the province being permanently settled.

...ures are not available.

Theenisadopwalvi
30/1/23

REGISTRAR.

STATEMENT No. II.

shewing area, population, and work turned out, for individual courts, in Mysore and British Provinces.

Serial Number.	Court	Area in Square Miles.	Population.	Suits.						Remarks.
				Instituted (Average for the past three years).			Disposed of (Average for the past three years).			
				Original suits.	Small Causes.	Total	Original Suits.	Small Causes.	Total	
1	2	3	4	5	6	7	8	9	10	11

MYSORE STATE.

1	District Court, Bangalore Division.	10,279.38	22,66,158	38	Appeals 73	111	29	Appeals 67	96
2	-do- Mysore Division.	8,154.17	19,03,328	28	Appeals 248	276	22	Appeals 172	194
3	-do- Shimoga Division.	10,978.47	14,00,277	15	Appeals 216	231	9	Appeals 201	210
4	Subordinate Judge's Court, Bangalore.	10,279.38	22,66,158	123	2192	2315	92	2171	2263
5	-do- Mysore.	8,154.17	19,03,328	65	936 Appeals 153	1154	50	849 Appeals 121	1020
6	-do- Shimoga.	10,978.47	14,00,277	285	788 Appeals 84	1157	249	749 Appeals 86	1084
7	First Munsiff's Court, Bangalore.	375.07	1,23,517	878	1106	1984	858	1158	2016
8	Second -do- -do-	1,897.75	4,59,050	787	584	1371	799	601	1400
9	Munsiff's Court, Doddballapur.	909.09	2,38,578	640	536	1176	639	494	1133
10	-do- Kolar	1,472.96	3,48,386	1064	1071	2135	1080	1053	2133
11	-do- Kolar Gold Fields.	336.56	1,50,694	758	2045	2803	753	2073	2826
12	-do- Chikballapur	1,256.08	2,60,493	767	673	1440	828	614	1442
13	First and Second Munsiffs' Courts, Tumkur.	2,333.49	4,80,440	936 936	693 692	1629 1628	631 919	654 636	1285) 1555)
14	Munsiff's Court, Maddagiri	1,728.38	2,92,682	788	745	1533	831	683	1514

15	First Munsiff's Court, Mysore.	302.69	67,961	906	663	1569	979	699	1678	
16	Second -do- -do-	1,743.46	3,51,675	914	338	1252	871	338	1209	
17	Munsiff's Court, Seringapatam.	1,939.26	5,45,860	1454	836	2290	1408	751	2159	
18	-do- Nanjungud.	1,502.91	3,53,872	1255	607	1862	1308	576	1884	
19	-do- Hole Narasipur.	909.95	2,39,235	1302	626	1928	1335	607	1942	
20	-do- Hassan.	1,755.90	3,44,725	1194	717	1911	1233	674	1907	
21	-do- Shimoga.	1,961.00	2,88,406	748	510	1258	616	431	1047	
22	-do- Sagar.	2,069.16	2,04,154	648	279	927	663	261	924	
23	-do- Chitaldrug.	2,255.99	2,90,258	*782	630	1412	875	600	1475	*In respect of these two courts the average of the last two years are given.
24	-do- Davangere.	1,903.63	2,83,921	*1368	732	2100	1139	596	1735	
25	-do- Chikmagalur.	1,663.35	2,15,360	670	411	1081	734	417	1151	
26	-do- Narasimharajapura.	1,125.34	1,18,178	447	203	650	508	192	700	

MADRAS PRESIDENCY.

1	District Munsiff's Court, Mannargudi, Tanjore District	301.24	1,91,991	467	1735	2202	558	1696	2254
2	District Munsiff's Court, Tinnevelly.	15 miles	Not known	478	1666	2144	552	1683	2235
3	District Munsiff's Court, Palamcottah.	Not available.		416	1189	1605	487	1309	1796

BOMBAY PRESIDENCY.

1	Second class Subordinate Judge's Court, Hargal.	671,321 acres.	2,13,167	675	Nil.	675	684	Nil.	684
2	-do- -do- Gokak.	429,804 acres.	1,28,735	254	88	342	360	91	451
3	-do- -do- Hukeri.	535,174 acres.	1,08,680	431	9	440	405	4	409
4	-do- -do- Chikodi		1,63,683	680	109	789	655	110	765

UNITED PROVINCES.

1	Munsiff's Court, North Unao	535.27	2,72,612	384	421	805	417.3	430.6	847.9
2	Do. North Lucknow	Not available.		382	-	382	403	-	403
3	-do- South Lucknow.	Not available.		402.6	..	402.6	520	..	520
4	Do. Safipur	406	204682	219	828	1047	264	824	1088

5	Munsiff's Court, Ramsanehighat at Barabanki.	761.	5,18,854	495	694	1189	480	689	1169
6	Munsiff's Court, Aligarh.	..	2,68,012	539	..	..	584	..	..
7	-do- Fyzabad.	247.66	1,46,690	338	650	988	390	698	1088

CENTRAL PROVINCES.

1	Munsiff's Court, Jabalpur	1541	2,58,673	386	Nil.	386	530	Nil.	530
	Addl. Do.	1181	204869	664	-	664	729	-	779
	Addl. Do.	1190	181699	769	-	769	800	-	800
2	-do- Narasingpur	1068	1,53,482	311	..	311	372	..	372
3	Additional Munsiff's Court, Narsingpur.	908	1,72,195	586	741	(132) 586	554	791	(1345) 554

&&&&&&&&&&&&&&&&

Note :- Although a large number of courts in British Provinces were requested to furnish statistics regarding suits instituted, disposed of, etc., only a few complied with the request; the statement above furnished therefore includes the figures of only a few individual courts which may be taken as a representative of the particular province.

&&&&&&&&&&&&&&&&&&&&&&&&

Theeniosakaranchari 30/1/23

REGISTRAR.

N.G.

COURSE OF LITIGATION IN MYSORE.

Year.	Munsiff's Courts						Sub-Judge's Courts						Dist: Judge's Courts			Remarks.
	Institutions.		Disposals.		Pending.		Institutions.		Disposals.		Pending.		Original Suits.			
	O.S.	S.C.	O.S.	S.C.	O.S.	S.C.	O.S.	S.C.	O.S.	S.C.	O.S.	S.C.	Institutions	Disposals	Pending	
1912-13.	21,008		21,834		8996		2,631		2,753		765		20	33	26	Separate figures for O.S. & S.C. not available for these years.
1913-14.	23,453		22,981		10013		2,608		2,787		747		28	23	33	
1914-15	13,492	9,272	14,024	9,204	7,827	2,220	324 322	2,545 2,471	372	2,471	232	669	25	27	32	
1915-16	15,655	10,606	15,146	10,540	8,469	2,527	661	2,718	428	2,630	399	820	23	23	34	
1916-17	16,360	10,049	15,952	11,195	8,201	2,443	467	2,850	470	2,951	395	802	68	35	67	* The sudden increase in institutions from 23 to 68 was due to the addition of land acquisition suits consequent on the withdrawal from Sub-Judges Powers of Court under Land acquisition Regulation
1917-18.	17,223	11,677	16,970	11,689	9,869	2,593	541	3,144	529	3,047	423	988	90	81	78	
1918-19.	18,416	11,696	18,975	11,793	10,230	2,719	559	3,494	505	3,437	508	1,175	60	61	79	
1919-20	22,086	13,228	20,596	12,575	12,603	3,600	593	3,723	528	3,695	611	1,331	81	36	130	
1920-21	20,362	13,628	21,115	13,459	12,212	3,882	524	3,616	326	3,154	530	1,765	82	74	139	
1921-22	15,109	16,199	16,092	15,485	12,158	4,881	293	4,421	317	4,461	539	1,868	79	70	152	

Bangalore,

Dated 30-1-1923.

Theeniosadoporchair

REGISTRAR. 30/1/23

M E M O R A N D U M.

The Chief Court has had for some time under consideration the question of how best to improve the facilities for the administration of civil justice in the State. There is nothing particularly wrong with the system itself, which is more or less the same as obtains in British India; possibilities of improvements in matters of detail are receiving continuous attention; some improvements in method have lately been effected and the feasibility of others is under investigation. What is now urgently required is rather a strengthening and improvement of the judicial machinery, which, judging by the congestion of work noticeable in most subordinate courts, must be pronounced to be distinctly inadequate.

A study of the figures relating to the past ten years' litigation* shows that while the disposals have in no way diminished, they have not in all courts kept pace with the institutions (particularly if original and small cause suits are taken together), and that as a result the aggregate pendency has been steadily on the increase. There is obviously a limit to what the same number of courts can do under given conditions; any increase beyond that limit must, generally speaking, be attained by an addition to the number of courts at work.

* Vide Statement III appended.

2. An endeavour has been made to gather together the information required for the preparation of the comparative statistics desired by Government showing area, population, amount of work done, and the average duration of cases, as regards courts of -- Mysore and the British Indian provinces. It has not been possible to procure full information for British Indian Courts; but as far as it is available, it has been embodied in the accompanying statements. Statement No.I gives the information by - provinces; and Statement No.II gives detailed information for each court in Mysore and for a few - individual courts in other provinces which alone complied with the request for information, and which may be taken as sufficiently representative of the courts of the particular provinces concerned.

3. In the Mysore State, which has a territorial extent of 29,461 square miles and a population of -- 5,859,952, there are at present 21 Munsiffs' Courts, one of which is temporary, three Subordinate Judges' Courts, and three District Courts. The limit of pecuniary jurisdiction on the original side is for a Munsiff Rs.2,500/-, for a Subordinate Judge Rs.10,000/- and for a District Judge unlimited. As may be expected, the bulk of the litigation is dealt with by the Munsiffs' Courts; and judging by the figures for the past three years, about 19,242 original suits and 14,697 small causes are filed every year in these -- courts. The area comprised in the territorial jurisdiction of a Munsiff's Court is, roughly speaking, about 1,475 square miles with a population of nearly three lakhs; and on an average about 962 original suits and 735 small causes are instituted in each court every year.

4. The figures in regard to the corresponding class of courts in British India will be found instructive.

(i) In the Madras Presidency there were, at the end of 1920, 176 District Munsiffs' Courts (excluding those for agency tracts which combined revenue functions), the average area of territorial jurisdiction of each court being roughly 800 square miles with a population of 2,35,258. As regards institutions, the figures for 1920 show that on an average 679 original suits and 1,110 small causes were instituted in each District Munsiff's Court.

(ii) In the Bombay Presidency there was one Munsiff's Court called the Second Class Subordinate Judge's Court for every 931 square miles of territory, with a population of nearly two lakhs. As regards institutions and disposals, a Second Class Subordinate Judge, though his pecuniary jurisdiction extends to Rs.5,000/- on the original side, appears to have much lighter work as compared with a Munsiff in the Mysore State; for example, the Second Class Subordinate Judge's Court in Gokak, Belgaum District, had only 254 original suits and 88 small causes as institutions in 1921, and the Court at Hukeri in the same district had 431 original suits and 9 small causes.

(iii) The average area comprised in the territorial jurisdiction of a Munsiff's Court in the United Provinces is 779 square miles with a population of three and three-fourths lakhs. From the figures that are available in regard to the Courts in this Province, it is seen that the volume of work in a Munsiff's

Court

Court is considerably less than that in Mysore; e.g. the average institutions in the Munsiff's Court, -- North Lucknow, was only 382 original suits, in the Munsiff's Court at Fyzabad 338 original suits and 650 small causes, and in the Munsiff's Court at - Safipur it was only 219 original suits and 828 small causes, the pecuniary limits of jurisdiction being Rs.1,000/- for original suits and Rs.100/- for small causes respectively.

(iv) It is regretted that complete figures for the Central Provinces are not available. From the figures received from a few districts, it is seen that there is one Munsiff's Court for an area of nearly 1,000/- square miles and a population of - about one and a half lakhs. The volume of work for a year in a Munsiff's Court is much less than in Mysore; e.g. the Principal Munsiff of Jabalpur and the two additional Munsiffs had only 386, 664 and 769 original suits and no small causes; the Munsiff of Narasinghpur had 311 original suits, and the additional Munsiff of that place who had been invested with small cause jurisdiction had 586 original suits and 741 small causes.

(v) The conditions in the Bengal Presidency are dissimilar in most respects to those prevailing in Mysore and the rest of British India. The pecuniary jurisdiction of a Munsiff there extends only up to Rs.1,000/-; and owing to the operation of the permanent settlement, the bulk of the litigation consists of mere rent suits, involving no particular complexity. It is therefore not very useful to compare the figures relating to the civil courts of

that

that Presidency with those of Mysore. But in order that the information furnished may be complete, it may be observed that the average area of a Munsiff's Court in Bengal is only 283 square miles with a population of 1,88,000 and that the average institutions amount to 1850 original and 650 small cause suits per year.

5. Comparing the conditions of Mysore with those existing in the Madras Presidency, to which they have a closer affinity than to those of other parts of British India, --- the racial characters, customs and --habits of the people being more or less the same --- it will be seen that a District Munsiff in Madras has on an average only 679 original suits to dispose of in a year, as compared with a Munsiff in the Mysore State who has to dispose of 962 such suits. No doubt the former has 1110 small causes on his file as against only 735 on the file of the latter. But the time and trouble involved in the disposal of a small cause suit is very much less than that required for an original suit; and so far as that is concerned it is found by experience that at least three small cause suits can be taken as equivalent to a single original suit. Judged by this rough and ready test of equivalence, a Munsiff in the Mysore State has virtually to dispose of 1207 original suits as against 1049 for a Madras District Munsiff, or 158 more. In the matter of disposals also a Munsiff in Mysore gets through in the aggregate a larger quantity of work than a District Munsiff in Madras; namely 905 original and 672 small causes, as against 695 original suits and 1137 small causes; or, according to the above test of equivalence, 1129 suits against 1074.

6. In this connection it is necessary to observe that a very large number of District Munsiffs in the Madras Presidency are invested with small cause jurisdiction up to Rs.200/-, and the British Indian Provincial Small Causes Courts Act is more comprehensive than our Mysore Regulation and embraces a much larger class of suits under its purview. Most of the District Munsiffs there, including even acting men, are empowered to take down evidence in English, and not a few of the senior officers are authorised to dictate judgments to shorthand writers, a process which no doubt must conduce to the speedier disposal of cases. The headquarters of District Munsiffs' Courts in the Madras Presidency are, as a rule, populous and important towns situated on or near the main lines of railway, and -- generally provided with facilities for travelling and halting of a kind superior to those which can be had in regard to most mofussil stations in Mysore; and the distances, too, over which parties and witnesses have to travel (and correspondingly with the smaller extent of jurisdiction) usually must be less.

7. Quite as important as any of these factors, if not more, is the presence or absence of willing and intelligent co-operation on the part of litigants. It is within the experience of every Judicial Officer how greatly his work is facilitated if parties (including their pleaders) not only take enough pains over the study and presentation of their cases, but are also sufficiently diligent in procuring the attendance of their witnesses, and how much on the other hand his work is delayed and hampered whenever these conditions do not obtain. It would be invidious, even if it were possible, to institute any very close comparison between

between the Mysore State and the rest of India in this particular respect; it is enough to assert of the conditions obtaining in Mysore that they are far from being ideal and that there is considerable room for improvement.

8. On the whole, it cannot justly be said that the work of a Munsiff in the Mysore State, handi-- capped as it is by the absence of advantages such as those referred to above, is in any way lighter or easier than in Madras or any other province of British India. Indeed the volume of work that falls on him to do is in almost every respect greater. Though this is the case, the number of Munsiffs' Courts -- actually provided is at present, in proportion to area, population and volume of litigation, smaller for the Mysore State than for any part of British India with which it can fairly be compared.

9. The average annual income derived from all the civil courts in the Mysore State (based on the figures for the past three years) is Rs.8,10,038/-. But the average expenditure on civil courts including the -- Chief Court is only Rs.5,88,431; so that the net saving to Government every year is as much as Rs.2,21,607/-. In other words, the State only spends on the administration of civil justice about 72 per cent of the money which it takes from those who resort to its courts, and appropriates the balance of 28 per cent for general purposes more or less unconnected with the dispensation of civil justice.

The charges on account of criminal courts, mainly these intended as ~~xxxx~~ are (like the police department) for

the

the protection of the person and property of the general body of people as a whole, cannot form a legitimate item of debit against the income derived from civil courts. But even if those charges were included, there would still be a net annual saving of Rs.84,268/- to Government or over 10 per cent of the income. As regards the Madras Presidency, the aggregate income and expenditure of courts, civil and criminal, for the year 1920 (the figures for 1921 not being available) were Rs.122,13,929 and Rs.115,46,52 respectively, the net savings being only about 5 per cent of the total income. In the United Provinces the total expenditure in 1920 was, on the other hand, in excess of the receipts by nearly 22 per cent. In Bombay the expenditure was 20 per cent below the income, and in Bengal, where the conditions, as already observed, are exceptional, it was nearly 50 per cent below; but it has to be remembered that in both these Presidencies, unlike Mysore, very large receipts from probate and administration duty (amounting in the one case to Rs.13¼ lakhs and in the other to 9¼ lakhs) are included under the receipts of the High Courts.

10. The Chief Court has always felt very strongly that the litigant has the first claim on the use of the fee that is levied from him, and that it is only after making really efficient and adequate provision for dispensing to him the justice for which he is required to pay that the State would be justified in diverting any portion of the income derived from litigation to other purposes. That income has always been amply sufficient to meet the cost of a really first-rate judicial machinery; and it will be materially

increased

increased when the recent enhancement in the scale of court fees comes into operation. In these circumstances and in view of the reassuring nature of the Dewan's pronouncement on the subject of judicial reforms in his closing remarks at the Representative Assembly in October last, the Judges are encouraged to hope that financial considerations so called will no longer be allowed to block the way to reforms that are essential and have been long in the coming.

11. On the whole, then, whether we compare area, population, total civil litigation dealt with, or the income and expenditure in civil courts in the Mysore State, with those of other provinces, a clear case is made out for the establishment of additional courts on a scale not inferior to that obtaining in the Madras Presidency and elsewhere in British India.

12. In the opinion of the Judges the following proposals represent the minimum addition to the --- strength of courts immediately required to cope with the existing congested state of civil litigation in the Mysore State :--

(1) A separate court of small causes to be located in the City of Bangalore with pecuniary jurisdiction up to Rs.500/-, the maximum provided in the Small Cause Courts Regulation. Such a court is calculated to afford relief directly or indirectly to all the other original civil courts in Bangalore City and can take on their small cause work. As a result the Subordinate Judge can do more original and some appellate work, and the District Judge can dispose of more appeals. In this connection, the Chief Court would urge upon Government the enlargement of the

schedule

schedule appended to the Small Cause Courts Regulation in accordance with the recommendation made in its letter No.C.654/22-23 dated 2nd December 1922.

Sided separately with the further opinion of the Chief Court on the matter.

(2) If the establishment of a separate court of small causes at Bangalore does not for any reason meet with the approval of Government, then the Chief Court must press their proposal for the very early establishment of a second additional Munsiff's Court at Bangalore, which was already made in the Registrar's letter No.R.O.C.1163/1920-1921 dated 25th August 1921.

Cf: ii 189-20
ff: page 21

(3) The temporary Second Munsiff's Court at Tumkur, which has been extended by Government up to the -- 25th May 1924, and which has more than justified its existence, should be made permanent forthwith. A recommendation on this subject was made in the Registrar's letter No.C.735/21-22 dated 22nd December 1921; but the Government have, in their order No.J.4526-7/Cts. 186-21-3 dated 27th March 1922, intimated their desire to defer a decision on the point.

fly. 7
in file 186-21

(4) An extra Munsiff's Court for the Mysore District is absolutely necessary to relieve the congestion that now exists in the Courts of that District, a congestion, which in the case of the Seringapatam Munsiff's Court, has been much aggravated since the abolition, contrary to the advice of the Chief Court, of the temporary Second Court at Seringapatam. Proposals as to the exact location and jurisdiction of the new court will be submitted after the establishment of one is first approved by Government.

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(5) It will go a long way towards affording relief to other courts elsewhere, the files of which may not be permanently but only for the time being congested, if the Government will sanction a special Munsiff's Court, to be employed as a roving court, and to be stationed in particular localities from time to time on the recommendation of the Chief Court in consultation with District Judges. The cost of such a court would, in the opinion of the Chief Court, be money well spent.

13. The Chief Court does not wish to complicate the present scheme for relief to civil courts by mixing it up with proposals having for their primary object the transfer of supervision over the work of Magistrates to Sessions Judges.

14. The average annual cost of a Munsiff's Court may roughly be taken as Rs.15,000/-. That of a small cause court, which, though it will be presided over by an officer of the status of a Subordinate Judge, will not have a process establishment of its own, will not be appreciably higher. The aggregate cost of all the additional courts now proposed, including the Second Munsiff's Court, Tumkur, is thus not likely to exceed Rs.60,000/-, a figure which is very well within the margin of savings to Government from the Judicial Department. Experience everywhere shows that civil courts always pay their way, and there is every likelihood of the income from the new courts being such as to leave a surplus over the expenditure.

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15. Intimately associated with the subject of judicial reforms is the question of improving the quality and tone of the service, a question which in the opinion of the Chief Court is not less urgent and important than a mere addition to the number of courts. The pay and prospects of judicial officers, particularly of those in the lower grades, are altogether incommensurate with their position and their work, particularly in view of the prevailing high prices and exorbitant cost of living. The fact that the purity of the service has on the whole been properly maintained in spite of adverse conditions speaks much for the character of the generality of the officers who constitute the service. It is perhaps not possible to say the same as regards the standard of zeal, which is equally an element of efficiency; it certainly cannot be expected to be kept up indefinitely at the same limit; " hope deferred maketh the heart sick," and the Chief Court would very earnestly request that no time may be lost in improving substantially the position of judicial officers as a whole. They would in particular, suggest that the pay of Munsiffs should be fixed at Rs.200-- $\frac{25}{1}$ --500 and in any event be assimilated to that of Assistant Commissioners and that of Subordinate Judges improved correspondingly with any improvement contemplated in the position of Senior Assistant Commissioners.

16. The strength and scale of salaries of the clerical establishments of courts also require revision at an early date. It is believed that this can be effected at a relatively moderate cost; definite proposals will be submitted separately on hearing from Government that there is reasonable prospect of such

proposals

proposals being favourably considered. It is requested at the same time that the following specific proposals, already made by the Chief Court and still awaiting the sanction of Government, may kindly be taken into consideration in the near future :--

(i) The appointment of chief clerks with quasi-judicial or judicial functions in place of Head - Munshis in heavily worked Munsiffs' Courts (Vide Secretariat letter No.J.1358 Cts.142-30-6 dated 3rd September 1921 and Chief Court letter C.724/21-22 dated 20th December 1921).

(ii) Additional hands for certain Munsiffs' Courts (Vide Registrar's letters Nos.R.O.C.187/19-20 dated 11th March 1921 and C.737/21-22 dated 22nd December 1921).

(iii) The permanent retention of certain hands appointed on a temporary basis in the Munsiffs' Courts of Seringapatam, Bangalore (II Court) and Hole Narsipur, and the Central Record Room, Mysore. (Vide G.O. Nos.P.1760-1 Cts.228-21-2 dated 4th September 1922, J.4681-2 Cts./85-21-4 dated 10th April 1922, G.20645-6/Cts. 187-20-2 dated 3rd May 1921).

17. In conclusion, it may be stated that, on receip of the preliminary or final orders of Government as to the various matters touched upon in this memorandum in connection with the improvement of the Judicial Department, detailed proposals as to cost, etc., will be worke up and submitted for sanction in view to provision being made for the same in the budget for 1923-1924.

CHIEF JUDGE

JUDGE

JUDGE

27th January 1923.

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G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to 3928

General and Revenue Secretariat

( )

, *the* [illegible] *191* .

Date of issue 7/5

Signed by Mr Bag

Section B

File No. 157-22

Serial No. 3

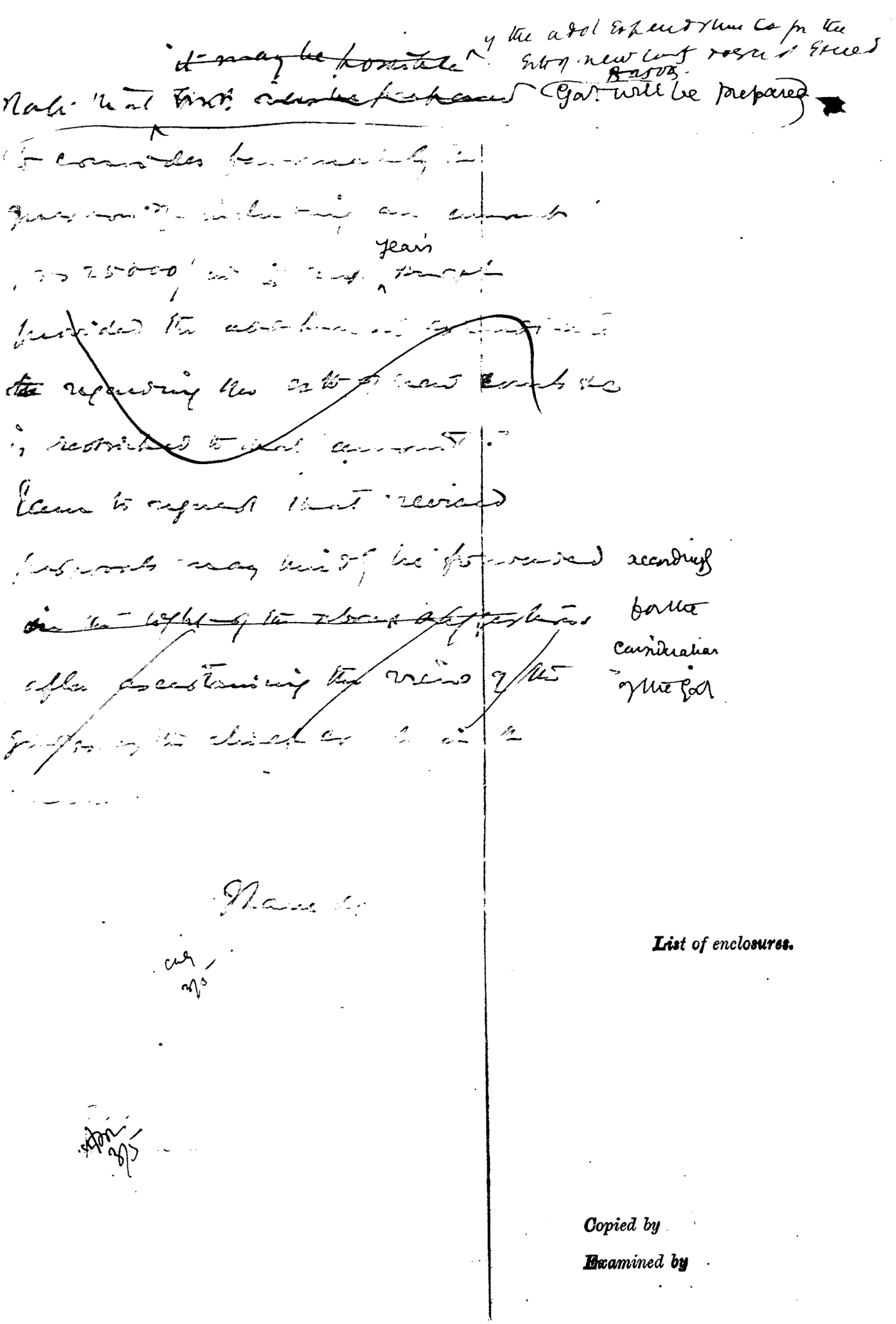
No. 10645

To The Registrar, Chief Court

Sir,

With reference to your letter No: R&C 513/22-23 dated 30.1.1923 forwarding a memorandum by the Hon'ble Chief Court setting out their views in detail regarding the creation of additional facilities for the administration and [illegible] I am directed to [illegible]

over.



List of enclosures.

Copied by

Examined by

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CHIEF COURT OF MYSORE

Telegraphic Address. "JUSTICE"

Bangalore, dated 10th May 1923.

R:O:C No. 513 of 22-23
Sue 5/13 Sheet

CS 157-22-4

FROM

A. SREENIVASARAGAVACHARI, ESQ., B.A., B.L.,
Registrar, Chief Court of Mysore.

P
11 MAY 1923
To Secy

K. Matthan, Esq., B.A.,
Chief Secretary to Government,
B a n g a l o r e.

SIR,

I am directed to acknowledge the receipt of your letter No.P.10645/Cts. 157-22-3 dated 7th May 1923, stating that if the additional expenditure for the establishment of new courts does not exceed Rs.25,000/-, Government will be prepared to consider favourably the question of including an amount of Rs.25,000/- in the next year's budget, and requesting to be furnished with revised proposals for the consideration of Government.

2. In reply I am directed to submit revised proposals as hereunder :--

(1) A court of small causes at Bangalore to be presided over by an officer of the Subordinate Judge's grade. This court will have exclusive small cause jurisdiction, to be fixed at Rs.300/- for the present, in cases arising within the local limits of the jurisdiction of the Subordinate Judge of Bangalore. No separate process establishment will be required for this court.

(2) An additional Munsiff's Court for the Mysore District.

Chief Court has had to curtail the establishment and expenditure proposed for the new courts to a minimum which is below the probable eventual requirements of those courts.

4. Drafts of Notifications in regard to the constitution and jurisdiction of the new Courts are also submitted herewith for approval.

I have the honour to be,

S i r,

Your most obedient servant,

10/5/23

R E G I S T R A R.

Tkv.

DRAFT NO.I. 98

N O T I F I C A T I O N.

In exercise of the powers conferred by the Mysore Civil Courts' Regulation, 1883, and the Mysore Small Cause Courts' Regulation, 1911, and of all other powers enabling them in this behalf, the Government of His Highness the Maharaja are pleased to establish at Bangalore, with effect from the first day of July 1923, a Court of Small Causes, with jurisdiction over the Bangalore town and taluq and the taluks of Hoskote, Anekal, Kankanhalli, Magadi and Channapatna, including Close-pet Sub-Taluk, in respect of all suits cognizable by a Court of Small Causes of a value not exceeding Rs.300/-.

2. The small cause jurisdiction at present vested in the Courts of the Subordinate Judge of Bangalore and of the First and Second Munsiffs of Bangalore shall be withdrawn with effect from the said first day of July 1923.

By order,

[illegible]

CHIEF SECRETARY.

4 drafts 99

DRAFT NO.III.

NOTIFICATION.

In exercise of the powers conferred by the Mysore Civil Courts' Regulation, 1883 and of all other powers enabling them in this behalf, the Government of His Highness the Maharaja are pleased to make permanent the Second Munsiff's Court at Tumkur with effect from (~~the first day of July 1923~~ to be inserted).

2. The said Second Munsiff's Court shall have and exercise jurisdiction up to Rs.2,500/- in original suits, and up to Rs.100/- in small cause suits, arising within the taluks of Tiptur and Chiknayakanhalli and the Sub Taluk of Turuvekere.

3. The Court of the First Munsiff of Tumkur shall, with effect from the said date, cease to exercise jurisdiction over suits arising within the local jurisdiction of the Second Munsiff's Court.

By order,

CHIEF SECRETARY.

To
The Compiler M.G
Copy to Reg. Chief Court Madras

Draft 100

DRAFT NO.II.

N O T I F I C A T I O N.

In exercise of the powers conferred by the Mysore Civil Courts' Regulation, 1883, and of all other powers enabling them in this behalf, the Government of His Highness the Maharaja are pleased to establish an additional Munsiff's Court at Mysore, with effect from (~~the first day of July 1923~~ to be inserted).

2. The said additional court shall have and exercise jurisdiction concurrent with that of the First and Second Munsiffs of Mysore, and the Munsiffs of Seringapatam and Nanjangud, in regard to such original suits of a value not exceeding Rs.2,500/-, as may be transferred to it by or under the orders of the District Judge of Mysore.

By order,

CHIEF SECRETARY.

To

The comptroller. M.G.

Copy to Regr. C.C. undersd

STATEMENT SHOWING THE ALLOTMENT OF THE PROPOSED GRANT OF Rs 25,000/- AMONG THE SEVERAL COURTS TO BE NEWLY ESTABLISHED.

No.	Name of court.	Items of expenditure.	Amount (annual)	REMARKS.
1	Court of Small Causes, Bangalore.	Judge's pay	6000-0-0	According to the Proposition statement Total Rs. 11,052.
		Establishment.	4152-0-0	
		Contingencies.	150-0-0	
		Furniture.	750-0-0	Non-recurring.
2	Additional Munsiff's court, Mysore.	Judge's pay	*1800-0-0	According to the Proposition statement Total Rs 3896-0-0
		Establishment	1356-0-0	
		Contingencies	60-0-0	
		House Rent	480-0-0	
		Furniture.	200-0-0	Non-recurring.
3	II Munsiff's court, Tumkur.	Judge's pay	*1800-0-0	According to the Proposition statement Total Rs 8,551-0-0
		Establishment	6201-0-0	
		Contingencies	100-0-0	
		Furniture.	450-0-0	Non-recurring.
4	Chief clerks to Munsiff's courts at Kolar Gold Fields, Seringapatam, Nanjangud and I Munsiff's courts at Bangalore and Mysore.	Establishment.	1500-0-0	1500/-

NOTE.

* Only the minimum pay of the appointment has been taken into account in the calculation of the cost as the officers appointed will draw only the minimum pay during the next official year and as the grant of Rs 25000/- is intended to meet the additional expenditure for the next official year.

Grand Total. 24,999-0-0

Chief Court of Mysore,
Bangalore.
10th May 1923.

REGISTRAR.

STATEMENT SHOWING THE ALLOTMENT OF THE PROPOSED GRANT OF Rs 25,000/- AMONG THE SEVERAL COURTS TO BE NEWLY ESTABLISHED.

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		Contingencies.	150-0-0	
		Furniture.	750-0-0	Non-recurring.
2	Additional Munsiff's court Mysore.	Judge's pay	*1800-0-0	According to the Proposition statement Total Rs 3896-0-0
		Establishment	1356-0-0	
		Contingencies	60-0-0	
		House Rent	480-0-0	
		Furniture	200-0-0	Non-recurring.
3	II Munsiff's court. Tumkur.	Judge's pay	*1800-0-0	According to the Proposition statement Total Rs 8,551-0-0
		Establishment	6201-0-0	
		Contingencies	100-0-0	
		Furniture.	450-0-0	Non-recurring.
4	Chief clerks to Munsiff's courts at Kolar Gold Fields, Seringapatam, Nanjangud and I Munsiff's courts at Bangalore and Mysore	Establishment.	1500-0-0	1500/-

N O T E.

* Only the minimum pay of the appointment has been taken into account in the calculation of the cost as the officers appointed will draw only the minimum pay during the next official year and as the grant of Rs 25000/- is intended to meet the additional expenditure for the next official year.

Grand Total. 24,999-0-0.

Chief Court of Mysore,
Bangalore.
10th May 1923.

M Veerabhadrappa 10/5/23
REGISTRAR.

AV.

Finance and Accounts Form 11

(*Vide* Art. 57, C. A. C., Vol. I, and Rule 23, Part I, Chapte

(Encl. 200)

STATEMENT OF PROPOSITIO

Name of Office to which the

Government orders sanctioning present Establishment		Nature of Charge										
		Present Scale						Proposed Scale				
				Pay			Average Cost			Pay		
No.	Date	No.	Designation	Minimum	Rate of Increase	Maximum		No.	Designation	Minimum	Rate of Increase	Maximum
								1	Sheristhar	67	3	82
								1	Court Nazir	45	2	55
								1	Clerk	"	"	40
								1	do	"	"	35
								2	do on 30 Rs each	"	"	30
								2	do on 25 Rs each	"	"	25
								1	Daffedar	"	"	15
								1	Peon	"	"	12
								2	Peons on 12 Rs each	"	"	11
								12	"	"	"	"

Note:- The scale of pay proposed for the
the Subordinate Judge's Courts. As di
only the minimum pay of the appo
tended to meet the additional expen
pay has been taken into account

Note.—To be prepared in duplicate and forwarded through the Comptroller in Mysore and should

of the Financial Rules circulated with G. O. No. Fl. 1150—1192, dated 7-2-1903)

FOR REVISION OF ESTABLISHMENT

Proposition relates Court of Small Causes, Bangalore.

GPB—2,000-3-8-15

Proposition							Orders of Government		
	Permanent		Temporary				Department concerned	Financial Department	
Average Cost	Increase per month	Decrease per month	Increase per month		Decrease per month	Grounds of Proposition	Comptroller's Report	Remarks	Remarks	Orders
	Amount	Amount	Period	Amount	Period Amount					
* 67	67					Vide letter No. Ref. 513 dated 22-23 the 9th May 1923				
* 45	45									
40	40									
35	35									
60	60									
50	50									
15	15									
12	12									
22	22									
346	346 × 12 a month									
	4152 a year									

two appointments is the scale corresponding to that in
ing the next official year these officials will draw
intments and as the provision of Rs. 25,000/- is in
udget for the next official year, the minimum
in the calculation of the Cost.

P.20

e followed by a reappropriation statement if the proposal involves additional expenditure.

Finance and Accounts Form 11

(*Vide* Art. 57, C. A. C., Vol. I, and Rule 23, Part I, Chapte

[Finl. 200]

STATEMENT OF PROPOSITIO

Name of Office to which the

Government orders sanctioning present Establishment		Nature of Charge											
		Present Scale						Proposed Scale					
				Pay			Average Cost			Pay			
No.	Date	No.	Designation	Minimum	Rate of Increase	Maximum		No.	Designation	Minimum	Rate of Increase	Maximum	
								1	First Clerk	"	"	35	
								1	2nd do	"	"	30	
								1	Daffedar	"	"	14	
								1	Peon	"	"	12	
								2	Peons	"	"	11	
								6	"	"	"	"	
Name of the office to which the proposition relates:— 18th Munsiffs' Court													
5th Augt. 1915.		5	Head Munshis at 55 lbs. each	"		55	27½	5	Chief Clerk	80	10	100	
			*Note:— As during the next official year, the										
			ment and as the additional budget provis										
			the minimum pay has been taken into Cal										
			The First and Second Mun										
		First Court.										Court E	
		1	Head Munshi	"	"	55	55	1	Head Munshi	"	"	45	
		1	Dy. Munshi	"	"	40	40	1	Dy do	"	"	40	
		1	Court Bazir 30	1		35	33¾	1	Court Bazir 30	1		35	
		4	Munshisar 30 lbs. each	"	"	30	120	4	Munshisar Rs. 30 each	"	"	30	

G.O. No 469-70/ Ch270-13-3.

Note.—To be prepared in duplicate and forwarded through the Comptroller in Mysore and shou

[II of the Financial Rules circulated with G. O. No. Fl. 1150—1192, dated 7-2-1903)

1-4

FOR REVISION OF ESTABLISHMENT

roposition relates..... Additional Munsiffs' Court, Mysore.

GPB—2,000-2-8-15

Average Cost	Proposition: Permanent Increase per month Amount	Proposition: Permanent Decrease per month Amount	Proposition: Temporary Increase per month Period	Proposition: Temporary Increase per month Amount	Proposition: Temporary Decrease per month Period	Proposition: Temporary Decrease per month Amount	Grounds of Proposition	Comptroller's Report	Orders of Government: Department concerned Remarks	Orders of Government: Financial Department Remarks	Orders of Government: Financial Department Orders
35	35						Vide letter No. Rev. 5'13/2223 dated the 0 15				
30	30										
14	14										
12	12										
22	22										
113	113 a month or 1356 a year										

s, Bangalore & Mysore, and the Munsiffs' Courts at Kolarfield, Shimoga, Tarikere & Nagar

Finance and Accounts Form 11

(*Vide* Art. 57, C. A. C., Vol. I, and Rule 23, Part I, Chapt

Fnl. 2001

STATEMENT OF PROPOSITIO

Name of Office to which the

Government orders sanctioning present Establishment		Nature of Charge										
		Present Scale						Proposed Scale				
				Pay			Average Cost			Pay		
No.	Date	No.	Designation	Minimum	Rate of Increase	Maximum		No.	Designation	Minimum	Rate of Increase	Maximum
		5	Jamadars on 25 Rs. each	"	"	25	125	3	Jamadars on 25 Rs. each	"	"	25
		1	Clerk on Rs. 25	"	"	25	25	1	Clerk on Rs. 25	"	"	25
		1	Daffedar	"	"	11	11	1	Daffedar	"	"	14
		1	Peon	"	"	10	10	1	~~Peon~~ Sillar	"	"	12
		1	Sillar	"	"	10	10	1	Peon ~~Sillar~~	"	"	11
		1	Sweeper	"	"	9	9	1	Peon	"	"	10
		17	"	"	"	"	438¾	15	"	"	"	"
									II Court			
		N.B. - At present, the following establishment is attached to the II Court Dempsairy and provision made therefor in the Departmental budget Estimate for 1923-24 also,						1	Head Munshi	"	"	45
								1	do do	"	"	40
								1	Ch. Nazir	30	1	35
								4	Munshis on 30 Rs. each	"	"	30
		1 Clerk on 40 — 40						3	Jamadars on 25 Rs. each	"	"	25
		3 do on 30 — 90										
		3 do 25 — 75						1	Daffedar	"	"	14
		1 Daffedar on 11 — 11										
		1 Dalafat on 10 — 10						1	Sillar	"	"	12
		1 Sillar on 10 — 10										
		1 Peon on 9 — 9						1	Peon	"	"	11
				245 × 12				1	do	"	"	10
		Rs. 2940 annually.						14	"	"	"	"

G.O. No. 4648-70/Ch. 270-13-3 dt. August 15th 1913

Note.—To be prepared in duplicate and forwarded through the Comptroller in Mysore and shou

II of the Financial Rules circulated with G. O. No. Fl. 1150—1192, dated 7-2-1903)

N FOR REVISION OF ESTABLISHMENT

Proposition relates to Fifth and Second Municipal Court Judges

GPB—2,000-3-8-15

Average Cost	Proposition: Permanent: Increase per month: Amount	Proposition: Permanent: Decrease per month: Amount	Proposition: Temporary: Increase per month: Period	Proposition: Temporary: Increase per month: Amount	Proposition: Temporary: Decrease per month: Period	Proposition: Temporary: Decrease per month: Amount	Grounds of Proposition	Comptroller's Report	Orders of Government: Department concerned: Remarks	Orders of Government: Financial Department: Remarks	Orders of Government: Financial Department: Orders
75	4	50									
25											
14	3										
12	2										
11	1										
10	1										
385¾	7	60									
45	45										
40	40										
33¾	33¾										
120	120										
75	75										
14	14										
12	12										
11	11										
0	10										
60¾	360¾										

be followed by a reappropriation statement if the proposal involves additional expenditure.

Finance and Accounts Form 11

(*Vide* Art. 57, C. A. C., Vol. I, and Rule 23, Part I, Chapter II of the

FORM. 200

STATEMENT OF PROPOSITION FO

Name of Office to which the Proposit

Government orders sanctioning present Establishment		Nature of Charge										
		Present Scale					Proposed Scale					
				Pay						Pay		
No.	Date	No.	Designation	Minimum	Rate of Increase	Maximum	Average Cost	No.	Designation	Minimum	Rate of Increase	Maximum
			I Court						Process Se			
	5-1-1917	1	Process Majn	"	"	40	40	1	Process Majn	"	"	35
		2	Amins on 23 each	"	"	23	46	1	Amin on 23	"	"	23
		6	do on 20	"	"	20	120	5	do 20	"	"	20
		5	Process Servers on 13 each	"	"	13	65	3	Process Servers on 13 each	"	"	13
		18	do on 11 each	"	"	11~~8~~	19.8	14	do 11 each		"	11 ~~13~~
		32	"	"	"	"	469	24	"	"	"	"
			II Court									
		NB. At present the following temporary establishment is attached to the II Court & provision therefor is made in the Departmental budget estimate for 1923-24 also.						1	Process Majn	"	"	35
								1	Amin on 23	"	"	23
								5	do on 20	"	"	20
								2	Process Servers on 13 each	"	"	13
		4 Amins on 20 = 80						13	do 11 each	"	"	11
		9 Process Servers on 11 Rs. each = 99						22	"	"	"	"
		179 x 12										
		Rs. 2148 annually										
							907 3/4		"	"		
									Excess required is			
												Rs

Bangalore

Dated 9th May 1923.

Note.—To be prepared in duplicate and forwarded through the Comptroller in Mysore and shou

inancial Rules circulated with G. O. No. F. 1150—1192, dated 7-2-1903)

REVISION OF ESTABLISHMENT

n relates . First & Second Municipl Courts, Dumka (Contd)

WD 718—GPB—5,000—8-10-21

erage Cost	Proposition: Permanent Increase per month Amount	Proposition: Permanent Decrease per month Amount	Proposition: Temporary Increase per month Period	Proposition: Temporary Increase per month Amount	Proposition: Temporary Decrease per month Period	Proposition: Temporary Decrease per month Amount	Grounds of Proposition	Comptroller's Report	Orders of Government: Department concerned Remarks	Orders of Government: Financial Department Remarks	Orders of Government: Financial Department Orders

stablishment.

35	"	5
-3	"	23
00	"	20
39	"	26
54	"	~~44~~
51	"	118

35	35
3	23
00	100
~~44~~	26
3	143
3	327

24½ 694¾ 178

s. 576¾ or

6,201 a year

Recommended

11/5/23

Registrar

Chief Court

be followed by a re-appropriation statement if the proposal involves additional expenditure.

Finance and Accounts Form 11

(*Vide* Art. 57, C. A. C., Vol. I, and Rule 23, Part I, Chapter

Finl. 200]

STATEMENT OF PROPOSITION

Name of Office to which the

Government orders sanctioning present Establishment		Nature of Charge										
		Present Scale						Proposed Scale				
				Pay			Average Cost			Pay		
No.	Date	No.	Designation	Minimum	Rate of Increase	Maximum		No.	Designation	Minimum	Rate of Increase	Maximum
								1	Sheristadar	6-7	3	82
								1	Court-Vrazer	4-5	2	55
								1	clerk	-	-	40
								1	do			35
								2	do on Rs 30/- each			30
								2	do on Rs 25/- each			25
								1	Duffedar			15
								1	Peon			12
								2	Peons on Rs 11/- each			11
								12				

note:- The scale of pay proposed for these ten ap
judges courts. As during the next official y
The appointment and on the provision of Rs 25
The next official year, the minimum pay
Cost.

Note.—To be prepared in duplicate and forwarded through the Comptroller in Mysore and should

II of the Financial Rules circulated with G. O. No. Fl. 1150—1192, dated 7-2-1903)

FOR REVISION OF ESTABLISHMENT

roposition relates..... Court of Small Causes, Bangalore.

GPB—2,000 - 3-8 15

verage Cost	Proposition						Grounds of Proposition	Comptroller's Report	Orders of Government		
	Permanent		Temporary						Department concerned	Financial Department	
	Increase per month	Decrease per month	Increase per month		Decrease per month				Remarks	Remarks	Orders
	Amount	Amount	Period	Amount	Period	Amount					
	67	67					Vide letter no. R.O.C. 513 dated the 22-2-23 and 7th May 1923.				
	45	45									
	40	40									
	35	35									
	60	60									
	50	50									
	15	15									
	12	12									
	22	22									
	346	346 × 12 a month. 4152 a year.									

ment at the scale corresponding to that in the Subordinate
r. These officials will draw only the minimum pay of
of is intended to meet the additional expenditure for
s been taken into account in the calculation of the

YM

e followed by a reappropriation statement if the proposal involves additional expenditure.

Finance and Accounts Form 11

(*Vide* Art. 57, C. A. C., Vol. I, and Rule 23, Part I, Chapter

Finl. 200]

STATEMENT OF PROPOSITIO

Name of Office to which the

Government orders sanctioning present Establishment		Nature of Charge											
		Present Scale						Proposed Scale					
				Pay			Average Cost			Pay			
No.	Date	No.	Designation	Minimum	Rate of Increase	Maximum		No.	Designation	Minimum	Rate of Increase	Maximum	
								1	First clerk			35	
								1	Second clerk			30	
								1	Wafedar			14	
								1	Peon			12	
								2	Peons			11	
								6					
			First Munsiffs court Bangalore						Mysore and Thi				Mun
		5	Head Munshis at 55/- each			55	275	5	Chief clerks	80	10	100	
	5th August 1915	5											
		Note:- * As during the next official year the official as the additional budget provision of Rs 250 minimum pay has been taken into calculat the First & Second Munsiffs courts											
		1	Head Munshi	1		Court 55	55	1	Head Munshi	Court		Establ 45	
		1	2d Munshi			40	40	1	2d Munshi			40	
		1	Court Nazir	30	1	35	33 3/4	1	Court Nazir	30	1	35	
		4	Munshis on Rs 30/- each			30	120	4	Munshis on Rs 30/- each			30	

G.O 469-70 Court 270 13-3

Note.—To be prepared in duplicate and forwarded through the Comptroller in Mysore and shoul

II of the Financial Rules circulated with G. O. No. Fl. 1150—1192, dated 7-2-1903)

1 DCS

FOR REVISION OF ESTABLISHMENT

Proposition relates..... Additional Munsiff's Court Mysore

GPB—2,000—3-8 15

Average Cost	Proposition: Permanent: Increase per month: Amount	Proposition: Permanent: Decrease per month: Amount	Proposition: Temporary: Increase per month: Period	Proposition: Temporary: Increase per month: Amount	Proposition: Temporary: Decrease per month: Period	Proposition: Temporary: Decrease per month: Amount	Grounds of Proposition	Comptroller's Report	Orders of Government: Department concerned: Remarks	Orders of Government: Financial Department: Remarks	Orders of Government: Financial Department: Orders
35	35						Vide letter No Rpc.513 dated 9/1923				
30	30										
14	14										
12	12										
22	22										
113	113 a month or 1356 a year										

Munsiff's courts at Kolar Gold Fields, Srinigapalam & Vanyangud.

[illegible]0x5	125 x 12										
400	1500 a year										

will draw only the minimum pay of the appointment and

[illegible]/- is intended only for the next official year, the

[illegible]n of the Coel

at Tumkur

[illegible]ishment											
45	—	10									
40	—	—									
3 3/4	—	—									
20	—	—									

be followed by a reappropriation statement if the proposal involves additional expenditure.

Finance and Accounts* Form 11

(*Vide* Art. 57, C. A. C., Vol. I, and Rule 23, Part I, Chapter

Finl. 200]

STATEMENT OF PROPOSITION

Name of Office to which the

Government orders sanctioning present Establishment		Nature of Charge										
		Present Scale						Proposed Scale				
				Pay						Pay		
No.	Date	No.	Designation	Minimum	Rate of Increase	Maximum	Average Cost	No.	Designation	Minimum	Rate of Increase	Maximum
		5	Gumastas on Rs 25/- each			25	125	3	gumastas on Rs 25/- each			25
		1	Clerk on Rs 25/-			25	25	1	Clerk on Rs 25/-			25
		1	Duffedar			11	11	1	Daffedar			14
		1	Peon			10	10	1	~~Peon~~ Collar			12
		1	Collar			10	10	1	~~Collar~~ Peon			11
		1	Sweeper			9	9	1	Peon			10
		17					438 3/4	15				
										Second Court		
								1	Head Munshi	45		45
								1	Dy Munshi			40
			N. B:- At present the following establishment is attached to the II court temporarily and provision is made therefor in the departmental budget estimate for 1923-24 also.					1	Court Raju	30	1	35
								4	Munshis on Rs 30/- each			30
								3	Gumastas on Rs 25/- each			25
			1 clerk on Rs 40		40			1	Duffedar			14
			3 clerks on Rs 30		90							
			3 clerks on Rs 25		75			1	Collar			12
			1 Duffedar on Rs 11		11							
			1 Dalayet on Rs 10		10			1	Peon			11
			1 Collar on Rs 10		10							
			1 Ferash on Rs 9		9			1	Peon			10
			Rs 245		245 x 12 = 2940 per year			14				

G.O. No 4669-70 dt 270-13-3 5-4 August 1913

Note.—To be prepared in duplicate and forwarded through the Comptroller in Mysore and shoul

II of the Financial Rules circulated with G. O. No. Fl. 1150—1192, dated 7-2-1903)

1 of 4

FOR REVISION OF ESTABLISHMENT

Proposition relates..... First & Second Munsiffs courts, Tenkasi

GPB—2,000—3-8-15

Average Cost	Proposition: Permanent: Increase per month: Amount	Proposition: Permanent: Decrease per month: Amount	Proposition: Temporary: Increase per month: Period	Proposition: Temporary: Increase per month: Amount	Proposition: Temporary: Decrease per month: Period	Proposition: Temporary: Decrease per month: Amount	Grounds of Proposition	Comptroller's Report	Orders of Government: Department concerned: Remarks	Orders of Government: Financial Department: Remarks	Orders of Government: Financial Department: Orders
75	-	50									
25	-	-									
14	3										
12	2	-									
11	1										
10	1										
385 3/4	7	60									
45	45										
40	40										
33 3/4	33 3/4										
120	120										
75	75										
14	14										
12	12										
11	11										
10	10										
360 3/4	360 3/4										

be followed by a reappropriation statement if the proposal involves additional expenditure.

Financial Accounts Form 11

Vide Art. 57 C. A. C Vol. I, and Rule 23, Part I, Chapter II of the

Form [illegible]

STATEMENT OF PROPOSITION FO

Name of Office to which the Proposit

Government orders sanctioning present Establishment		Nature of Charge									
		Present Scale					Proposed Scale				
			Pay					Pay			
No.	Date	No.	Designation	Minimum	Rate of Increase	Maximum	Average Cost	No.	Designation	Minimum	Rate of Increase	Maximum
							First Court					
	5th January 1917	1	Process Nazir	—	—	40	40	1	Process Nazir	—	—	35
		2	Amins on Rs 23/- each	—	—	23	46	1	Amin	—	—	23
		6	Amins on Rs 20/- each	—	—	20	120	5	Amins on Rs 20/- each	—	—	20
		5	Process servers on Rs 13/- each	—	—	13	65	3	Process servers on Rs 13/- each	—	—	13
		18	do- on Rs 11/- each	—	—	11	198	14	do- on Rs 11/- each	—	—	11
		32		—	—		469-24					
			II Court.									
		N. B.:- At present the following temporary establishment is attached to II Court and provision therefor is made in the departmental budget estimate for 1923-24 viz.						1	Process Nazir	—	—	35
								1	Amin on Rs 23/-	—	—	23
								5	Amins on Rs 20/- each	—	—	20
								2	Process servers on Rs 13/- each	—	—	13
								13	do- on Rs 11/- each	—	—	11
								22				
		4 Amins on Rs 20/- = 80										
		9 Process servers on Rs 11/- = 99										
		Total Rs = 179 x 12										
		2148 per year										
							90-7 3/4					

Excess required Rs 5 16, 3/4

Rs 6201/-

Bangalore

Dated 9th May 1923

Note:- To be prepared in duplicate and forwarded through the Comptroller in Mysore and shou

nancial Rules circulated with G. O. No. Fl. 1150—1192, dated 7-2-1903)

REVISION OF ESTABLISHMENT

n relates ..... Fixed d Second Inmusiff's court, Tuticorin (contd)

WD 718—GPB—5,000—8-10-21

rage ost	Proposition						Grounds of Proposition	Comptroller's Report	Orders of Government		
	Permanent		Temporary						Department concerned	Financial Department	
	Increase per month	Decrease per month	Increase per month		Decrease per month				Remarks	Remarks	Orders
	Amount	Amount	Period	Amount	Period	Amount					
shment											
5	-	5									
23	-	23									
00	-	20									
39	-	26									
54	-	44									
51	-	118									
5	35										
3	23										
00	100										
6	26										
3	143										
27	327										
41/2	694 3/4	178									
or											
0	a year										

Registrar,
Chief Court of Mysore

be followed by a reappropriation statement if the proposal involves additional expenditure.

G. R. S. III-2.

General and Revenue Secretariat. | File No. | of 19

Roc No 513 715 111

IMMEDIATE

CHIEF COURT OF MYSORE

Bangalore, dated 7th July 1923.

A.S. Pattar

Dear Sir,

In continuation of my letter R. O. C. No.513 of 1922-23 dated 9th May 1923 forwarding suggestions for the establishment of new Civil Courts and draft Notifications ~~Nos. 1 &~~ No 2, I am desired to request that the words "and Small Cause suits up to Rs.100/- may be added after the words "in regard to such original suits of a value not exceeding Rs.2,500/-" in para 2 of the said Notifications. I am to add that these words were omitted in the draft Notification previously sent because in para 2 of my ~~previous letter~~ a Court of Small Causes at Bangalore had been proposed. As it is now, however, understood that no Small Cause Court at Bangalore is likely to be established, it is necessary to invest the two additional Munsiffs proposed at Bangalore and Mysore with Small Cause powers up to Rs.100/-

NOTE—Contn. sheet.

Lrs 157-22-0

113

The Registrar, Chief Court.

Sir,

With reference to the correspondence ending with your letter No.ROC. 513 dated 7-7-23 in the matter of reorganising and improving the machinery for the administration of Civil Justice, I am directed to state that it was strongly urged in the R.A. that instead of locating all the new courts at Bangalore, Mysore and Tumkur, they may be located in some central place within the territorial jurisdiction of those Courts. Representation was also made by the people of Tiptur during the Dewans tour in the Tumkur Dist, praying that the 2nd Munsiff's Court at Tumkur may be located at Tiptur. I am accordingly to suggest the desirability of taking the present opportunity for effecting a readjustment of the territorial jurisdiction of the courts and to request that, if the judges agree, revised proposals may kindly be forwarded early for the location of the Courts, with draft notifications regarding the territorial jurisdiction of each court.

2. In regard to the fixing of the Small Cause jurisdiction of the new courts up to Rs. 100 (proposed in your letter of 7-7-23,) I am to request you to favour Govt. with the opinion of the Judges as to whether it is not also preferable to lower the Small Cause jurisdiction of the Sub Judges at Bangalore and Mysore both with a view to give relief to the latter and also to satisfy the public who are complaining that with the increase of the small cause jurisdiction of t

of the Sub Judges their rights of appeal have been taken away to a very great extent.

3. The appointment of Chief Clerks proposed by the Chief Court involves the amendment of the Civil Courts Regulation and as such the question has to ~~be~~ lie over until the Regulation is amended, action in regard to which will be taken up shortl

I have etc.,

Chief Secy. to Govt.,

238
P.

CHIEF COURT OF MYSORE

Telegraphic Address: "JUSTICE" * 1114

Bangalore, dated 12th July 1923.

JUDICIAL BRANCH 12 JUL 1923

No. 65 IMMEDIATE

C 23-24

FROM

A. SREENIVASARAGAVACHARI, ESQ., B.,A., B.L.,
Registrar, Chief Court of Mysore.

To

K. M a t t h a n, Esq., B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
B a n g a l o r e.

SECRETARIAT 12 JUL 1923

SIR,

I am directed to acknowledge the receipt of your letter No.P.120/Cts. 157-22-7 dated the 9th July, in the matter of re-organising and improving the machinery for the administration of Civil Justice, and requesting the opinion of the Chief Court as to fixing the location of the new Courts, the re-adjustment of territorial jurisdiction, and the lowering of the Small Cause jurisdiction of the Subordinate Judges at Bangalore and Mysore.

2. The Judges understand that the new courts about to be sanctioned will not, for the present, have the full complement of establishment required for a Munsiff's Court, so that they will be virtually additional courts, occupied at the outset in disposing of cases transferred to them, and helping to clear up arrears. That being so, it appears to the Chief Court preferable to defer the question of the location and territorial jurisdiction of the courts till they are made permanent and provided with a full scale of ministerial and process establishments. A year's experience of the working of these courts will also afford fuller data on all points involved, including the conveniences of litigants, the provision of court buildings, etc.

3. As

3. As regards the Second Munsiff's Court at Tumkur, I am to point out that proposals have already been submitted for giving it a separate territorial jurisdiction. As regards its location at Tiptur, this was considered by the Judges, but as it would necessitate the immediate provision of suitable and adequate accommodation, it was thought desirable to keep the court for the present at Tumkur where it has remained for the past eight years. The question of shifting it permanently to Tiptur or other station will in the meantime be investigated, and proposals submitted at the end of the official year.

4. As regards the Small Cause jurisdiction of the Subordinate Judges at Bangalore and Mysore, I am to state that the limit was only very recently raised to its present level; and further that the deprivation of the right of appeal to parties in suits of a small cause nature below Rs.300 in value is not a very serious disadvantage seeing that the Chief Court is vested by Section 10 of the Small Cause Courts Regulation with adequate powers of interference, which may be invoked whenever grounds exist for impeaching the correctness, legality or propriety of a decision, and the disadvantage such as it is, is in any case overbalanced by the great convenience of a simpler and quicker mode of disposal in commercial and money suits of no great value. In the Madras Presidency, Subordinate Judges have been invested with Small Cause jurisdiction up to Rs.500; and in connection with proposals for retrenchment, it is under contemplation to raise the maximum limit even in the case of District Munsiffs also from Rs.200 to Rs.300. In the circumstances the Judges are not in favour of any reduction in the existing limit of the Small Cause jurisdiction of Subordinate Judges in Mysore.

5. The proposed raising to Rs.100 of the limit of Small Cause jurisdiction of the new Munsiff's Courts, as well as presumably

of

of the existing Munsiffs' Courts at Bangalore and Mysore, will itself afford some measure of relief to the Subordinate Judges at these stations; and the question of further relief if any may be considered after some experience is -- gained of the working of the present arrangements. The -- Judges do not, in present circumstances, recommend any alteration of the maximum limit of the Small Cause jurisdiction of Subordinate Judges.

I have the honour to be,

S i r,

Your most obedient servant,

Sheemsakapachar

12/7/23

REGISTRAR.

TMN/

118

49-13 Vol I CS 157-229

Proceedings of the Government of

H.H. the Maharaja of Mysore.

Read:-

Subject No.91 of Dasara Sessions of R.A. of 1922 re the re-organizing and improving the machinery for the administration of civil justice.

2. Correspondence ending with letter No.ROC.513 of 22-3 dated the 10th May 1923, from the Registrar, Chief Court, submitting revised proposals for the improvement of the administration of civil justice in the State.

Order No P.406-8

Dated 20th July 1923.

The inadequacy of the number of civil courts and the consequent delay in the disposal of civil cases have ~~of late come in for much public comment.~~ been the subject of numerous representations at the R.A. gatherings. It is urged that in view of the recent enhancement of the court fees, there is no justification for allowing the present unsatisfactory state of things to continue to the prejudice of the litigants, financial stringency notwithstanding.

2. The Chief Court have ~~on~~ consulted as to the additional facilities required to improve the administration of civil justice, ~~have~~ submitted ~~suggested~~ certain proposals involving an expenditure of --

about Rs.60,000/-. As it was not possible to provide for such a large sum, fresh proposals were called for limiting the extra expenditure to about Rs.25,000/-. The Chief Court accordingly recommend the following;-

(1), Establishment of a separate Court of Small Causes with pecuniary jurisdiction up to Rs.300 to be presided over by a Subordinate Judge or in the alternative an additional Munsiff's Court at Bangalore.

(2) Making the temporary additional Munsiff's Court at Tumkur permanent, with independent jurisdiction over the Taluks of Tiptur and Chiknayakanhalli and the Sub-Taluk of Turuvekere.

(3) Establishment of an additional Munsiff's Court in the Mysore District with jurisdiction concurrent with that of the First and Second Munsiffs of Mysore and the Munsiffs of Seringapatam and Nanjangud.

(4) The appointment of chief clerks with quasi-judicial or judicial functions in place of Head Munshis in heavily worked Munsiffs' Courts.

3. Government have carefully considered the proposals made above and are -- pleased to sanction

(1) An Additional Munsiff's Court for Bangalore temporarily;

(2) an extra Musiff's Court to the Mysore District to relieve congestion in the Munsiff's Courts at Mysore, Nanjangud and Seringapatam, temporarily and to be

located in the Mysore City in the first instance.

(3) The placing of temporary additional Court at Tumkur on a permanent basis with the jurisdiction proposed by the Chief Court,

(4) The appointment of five chief clerks to give relief to certain heavily worked Munsiffs' Courts.

~~3. The necessary establishment is sanctioned and the cost including the pay of the Munsiffs is as hereunder:-~~ amount of the

Court	Pay	Average.
1. Munsiff's Court, Bangalore.	Munsiff ₹150-200-25-450	₹ 352 7/9
	2 clerks on ₹35, 30	65
	1 Daffedar on ~~14~~ 11	~~14~~ 11
	1 peon on ~~12~~ 10	~~12~~ 10
	1 Gollar — 10	— 10
	~~2 peons on 11~~	22- 9
	1 Sweeper on 9	
	or ~~5589 1/3 p.a.~~ 5493 1/3 p.a.	465 7/9
2. Munsiff's Court, Mysore	The above scale	465 7/9
Munsiff - 150-200-25-450-	Rent for court	40
2 clerks on 35. 30 —		505-7/9
1 Daffedar — 11 —	or 6069 1/3 p.a.	497 7/9 p.m. or 5973 1/3
1 Peon — 10 —		
1 Gollar — 10 —		
1 Sweeper — 9 — 40.		
3. Second Munsiff's Court, Tumkur.	Munsiff	352 7/9
	1 Head Munshi	45
	1 Deputy Munshi	40
	1 Court Nazir 30-1-35	33¾
	4 Munshis on Rs.30	120
	3 Gumasthas on 25	75
	1 Daffedar	~~14~~ 11
	1 Gollar	~~12~~ 10
	~~2~~ 1 (Peons on ~~11~~ & 10 + 9	~~21~~ 10
	+ from 1 Sweeper on 9 -	9

706 ~~713~~ 19/36.

The appointment of chief clerks will give immediate relief to the Civil Courts & the amendment of the Civil Courts Act & the Small Cause Courts Act. 3. The proposals now made involve recurring an extra expenditure of ₹ 22,335 per annum on the average. The details of the ~~Establishment~~ recurring are shown hereunder:-

Process Establishment.

1 Process Nazir		35
1 Amin		23
5 Amins on 20		100
2 Process servers on 13		26
13	11	143
		327

Total p.m. 1033 19/36 ~~1040 19/36~~

or p.a. 12,400 1/3

~~Deduct the following establishments from~~ in the First Munsiff's Court, Tumkur.

Savings from reduction of pay and establishment.

Name of appointment.	Old scale.		Sanctioned scale		Savings
Head Munshi	1 on 55		1 on 45	45	10
5 Gumastas on	25	125	3 on 25	75	50
Process Nazir on	40		1 on 35	35	5
Amins 2 on	23	46	1 on 23	23	23
" 6 on	20	120	5 on 20	100	20
Process Servers 5 on	13	65	3 on 13	39	26
" 18 on	11	198	14 on 11	154	44
				p.m.	178
				or per annum	2136

Net average cost = 1040 33/36 - 178 = 862 55/66 19/36 p.m. or per annum 10366 1/3

~~4 5 Chief Clerks on Rs. 80-10-100 average cost 98 490~~

~~Deduct cost of 5 Head Munshie at Rs. 55 275~~

~~215 p.m.~~

~~or p. a. 2580~~

122

The total average cost will be 5493 5505 1/3

1. Munsiff's Court, Bangalore ~~5,589 1/3~~

2. do Mysore 5973 1/3 ~~6,069 1/3~~

3. Permanent Second Munsiff's Court at Tumkur 10,~~950~~ 1/3

~~4. 5 Chief Clerks 2,580~~

4. Contingencies for 3 courts 600

Recurring 22345 33 ~~22,609~~ ~~25,189~~ p.a.

The actual cost during the current year will be met from the provision made for the temporary Second Munsiff's Court, Tumkur, and for extra civil courts under 18, Courts of Law in the current year's budget.

4. Notifications establishing the courts will issue separately.

5. The Superintendent, Government Stationery is requested to issue the necessary articles of stationery on indent.

May this be Printed?

Published in the Gazette?

Placed at the disposal of the Press ?

cag 4.7.23 Chief Secretary to Government.

To

The Registrar, Chief Court.

The Comptroller.

The Supdt., Govt. Stationery.

Press Table.

KNN

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

No. P. 406-8—Cts. 157-22-9, dated 20th July 1923.

Additional Civil Courts.

Sanctions certain —— for improving the Administration of Civil Justice.

READ:—

Subject No. 91 of Dasara Session of Representative Assembly of 1922, regarding the re-organizing and improving the machinery for the administration of Civil Justice.

2. Correspondence ending with letter No. R. O. C. 513 of 22-23, dated the 10th May 1923, from the Registrar, Chief Court, submitting revised proposals for the improvement of the administration of civil justice in the State.

ORDER No. P. 406-8—CTS. 157-22-9, DATED 20TH JULY 1923.

The inadequacy of the number of Civil Courts and the consequent delay in the disposal of civil cases have been the subject of numerous representations at the Representative Assembly and elsewhere.

2. The Chief Court who have been consulted as to the additional facilities required to improve the administration of civil justice submitted certain proposals involving an expenditure of about Rs. 60,000 per annum. As it was not possible to provide for such a large sum, fresh proposals were called for limiting the extra expenditure to about Rs. 25,000. The Chief Court accordingly recommend the following:—

(1) Establishment of a separate Court of Small Causes with pecuniary jurisdiction up to Rs. 300 to be presided over by a Subordinate Judge or in the alternative an additional Munsiff's Court at Bangalore.

(2) Making the temporary additional Munsiff's Court at Tumkur permanent, with independent jurisdiction over the taluks of Tiptur and Chiknayakanhalli and the Sub-Taluk of Turuvekere.

(3) Establishment of an additional Munsiff's Court in the Mysore District with jurisdiction concurrent with that of the First and Second Munsiffs of Mysore and the Munsiffs of Seringapatam and Nanjangud.

(4) The appointment of Chief Clerks with quasi-judicial or judicial functions in place of Head Munshis in heavily worked Munsiffs' Courts.

3. Government have carefully considered the proposals made above and are pleased to sanction.

(1). An additional Munsiff's Court for Bangalore temporarily;

(2) an extra Munsiff's Court to the Mysore District to relieve congestion in the Munsiffs' Courts at Mysore, Nanjangud and Seringapatam, temporarily, and to be located in the Mysore City in the first instance.

(3) The placing of temporary additional Court at Tumkur on a permanent basis with the jurisdiction proposed by the Chief Court.

The appointment of Chief clerks with quasi-judicial powers involves the amendment of the Civil Courts Regulation and the Small Cause Courts Regulation. Action in this behalf will be taken in due course.

No. P. 406-8—Cts. 157-22-9, dated 20th July 1925.

4. The proposals now sanctioned involve an extra expenditure of Rs. 22,333 per annum on the average. The details of the establishment sanctioned are shown hereunder :—

Court	Pay		Average
			Rs.
1. Munsiff's Court, Bangalore ..	Munsiff Rs. 150—200—25—450	...	$352\frac{7}{9}$
	2 Clerks on Rs. 35, 30	..	65
	1 Daffedar on Rs. 11	...	11
	1 Peon on Rs. 10	..	10
	1 Gollar on Rs. 10	...	10
	1 Sweeper on Rs. 9	...	9
	Total	...	$457\frac{7}{9}$
	or 5,493⅓ p. a.		
2. Munsiff's Court, Mysore ..	Munsiff Rs. 150—200—25—450	..	$352\frac{7}{9}$
	2 Clerks on Rs. 35, 30	...	65
	1 Daffedar on Rs. 11	..	11
	1 Peon on Rs. 10	..	10
	1 Gollar on Rs. 10	...	10
	1 Sweeper on Rs. 9	...	9
	Rent for court	..	40
	Total	..	$497\frac{7}{9}$
	or 5,973⅓ p. a.		
3. Second Munsiff's Court, Tumkur	Munsiff Rs. 150—200—25—450	..	$352\frac{7}{9}$
	1 Head Munshi	..	45
	1 Deputy Munshi	..	40
	1 Court Nazir 30—1—35	..	$33\frac{3}{4}$
	4 Munshis on Rs. 30	...	120
	3 Gumastas on Rs. 25	..	75
	1 Daffedar on Rs. 11	..	11
	1 Gollar on Rs. 10	..	10
	1 Peon on Rs. 10	..	10
	1 Sweeper on Rs. 9	...	9
	Total	..	$706\frac{19}{36}$
	Process Establishment.		
	1 Process Nazir	...	35
	1 Amin	...	23
	5 Amins on Rs. 20	..	100
	2 Process servers on Rs. 13	..	26
	13 do 11	...	143
	Total	...	327
	Total per mensem	...	$1,033\frac{19}{36}$
	or per annum	...	$12,402\frac{1}{3}$

Savings from reduction of pay and establishment in the First Munsiff's Court, Tumkur.

Name of appointment	Old scale	Sanctioned scale		Savings
Head Munshi 1 on	55	1 on 45	45	10
5 Gumastas on 25	125	3 on 25	75	50
Process Nazir	40	1 on 35	35	5
Amins 2 on 23	45	1 on 23	23	23
„ 6 on 120	120	5 on 20	100	20
Process servers 5 on 13...	65	3 on 13	39	26
„ 18 on 11	198	14 on 11	154	44
Total per mensem ..	..	..	..	178
or per annum ...	...	....	...	2,136

Net average cost.—$1,033\frac{19}{36} - 178 = 855\frac{19}{36}$ per mensem or per annum $10,266\frac{1}{3}$.

No. P. 406-8—Cts. 157-21-9, dated 20th July 1922.

The total average cost will be—		Rs.
1. Munsiff's Court, Bangalore	...	5,493⅓
2. Munsiff's Court, Mysore ...	...	5,973⅓
3. Permanent Second Munsiff's Court at Tumkur	...	10,266⅔
4. Contingencies for three Courts ...	...	600
Recurring	..	22,333 per annum.

The actual cost during the current year will be met from the provision made for he temporary Second Munsiff's Court, Tumkur, and for extra Civil Courts under "18. Courts of Law" in the Current year's budget.

3. Notifications establishing the Courts will issue separately.

6. The Superintendent, Government Stationery is requested to issue the ecessary articles of stationery on indent.

K. MATTHAN,
Chief Secy. to Govt.

To—The Registrar, Chief Gourt.
The Comptroller to Government.
The Superintendent, Government Stationery.

xd.—C. R.

WD 192—GPB—380—4-8-23

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G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* 191 .

Date of issue 20/7/23

Signed by M'C A G

Section Ah

File No. 157-22

Serial No 10

No. 1407

To

Dear Sir

In continuation of G.O. Public ~~Court~~ dt. 20-7-1923 establishing ~~Court~~ additional Civil Courts ~~Court at Bangalore, Mysore and Bellary~~

I am desired to request you to kindly submit proposals for the appointments of Munsiffs and also the date from which the Courts may actually ~~begin their~~ start work

Yours Sincerely

Cay

20/7 for Chief Secy

To

The Legal Remembrancer.

IMMEDIATE CONFIDENTIAL 927

CHIEF COURT OF MYSORE

R.O.C 65/23-24

Bangalore, dated 20th July 1923.

Dear Sir,

With reference to your D.O. of this date No. P.410/ Cts: 157-22-10, regarding the additional Civil Courts to be newly established, I am desired to state that the new Courts may start work as from the 1st August 1923, and that arrangements for accommodation, furniture and staff can be made there for without difficulty.

With regard to the appointments of Munsiffs, I am to state that Mr. U. D. Narayana Murthi, Munsiff of Narasimharajapura, who is on leave till the end of this month, may be posted to the charge of the new additional Munsiff's Court at Mysore, Mr. Mohamad Mustafa continuing to act at Narasimharajapura; and that Mr. B. Lakshmirarayana Jois, whose acting term at Shimoga will expire on the 21st instant, may be appointed to act as Munsiff and placed in charge of the new additional Munsiff's Court at Bangalore.

Yours Sincerely,

Thennisalapuram

20/7/23

T O

K. M A T T H A N, ESQ., B.A.,

Chief Secretary to the Government of

His Highness the Maharaja of Mysore,

B A N G A L O R E.

126

Draft P 499 CS 157-22-11

Draft 9242/23

Draft No. II.

N O T I F I C A T I O N.

In exericise of the powers conferred by the Mysore Civil Courts' Regulation, 1883, and of all other powers enabling them in this behalf, the Govt. of H.H. the Mahafaja are pleased to establish an additional Munsiff's Court at Mysore, with effect from 1st August 23

Sd by Mr. D. Mattan.

2. The said additional court shall have and exercise jurisdiction concurrent with that of the First and Second Munsiffs of Mysore, and the Munsiffs of Seringapatam and Nanjangud in regard to such original suits of a value not exceeding Rs. 2,500 and Small Cause suits upto Rs 100/- as may be transferred to it by or under the orders of the District Judge of Mysore.

By order,

Chief Secy. to Govt.,

CWS

4/7/23

The Compiler, Mysore Gazette for publication in the Gazette.

The Registrar, Chief Court with a Covering lett

3/

Revised

Notification.

No.P.499, dated 24th July 1923.

C 157-22-11

In exercise of the powers conferred by the Mysore Civil Courts' Regulation, 1883, and of all other powers enabling them in this behalf, the Govt. of H.H. the Maharaja are pleased to establish an additional Munsiff's Court at Mysore, with effect from 1st August 1923.

2. The said additional court shall have and exercise jurisdiction concurrent with that of the First and Second Munsiffs of Mysore and the Munsiffs of Seringapatam and Nanjangud, in regard to original suits of a value not exceeding Rs. 2,500 and jurisdiction up to Rs. 100 in small cause suits arising within the local jurisdiction of the said Courts, but shall try only cases that may be transferred to it by or under the orders of the District Judge.

By order

C Abdul Khan

Chief Secy. to Govt.,

The Compiler, Mysore Gazette for publication in the Gazette.

The Registrar, Chief Court with a covering letter.

Revised Notification. 130

No. 501/Cts. 157-22-13 dated 24-7-23.

In exercise of the powers conferred by the Mysore Civil Courts' Regulation, 1883, and of all other powers enabling them in this behalf, the Govt. of H.H. the Maharaja are pleased to establish an additional Munsiff's Court at Bangalore with effect from 1st August 1923.

2. The said additional court shall have and exercise jurisdiction concurrent with that of the First and Second Munsiffs of Bangalore, in regard to original suits of a value not exceeding Rs. 2,500 and jurisdiction up to Rs. 100 in small cause cause suits arising within the local jurisdiction of the said Courts, but shall try only cases that may be transferred to it by or under the orders of the District Judge.

By order,

Cur 26.7

Chief Secretary to Govt.,

The Compiler, Mysore Gazette.

The Registrar, Chief Court.

Draft No.III. 157-22-12
24-7-23.

N o t i f i c a t i o n.

In exercise of the powers conferred by the Mysore Civil Courts' Regulation, 1883, and of all other powers enabling them in this behalf, the Govt. of H.H. the Maharaja are pleased to make permanent the Second Munsiff's Court at Tumkur with effect from 1st August 1923.

Sd by Mr. K. Mallikarjuna.

2. The said Second Munsiff's Court shall have and exercise jurisdiction up to Rs. 2,500 in original suits, and up to Rs. 100 in small cause suits, arising within the taluks of Tiptu and Chiknayakanhalli and the Sub Taluk of Turuvekere.

3. The Court of the First Munsiff of Tumku shall, with effect from the said date, cease to exercise jurisdiction over suits arising within the local jurisdiction of the Second Munsiff's Court.

By order,

Chief Secy. to Govt.,

Cag
4/7/23

The Compiler, Mysore Gazette for publi cation in the Gazette.

The Registrar, Chief Court with a Covering lett

4 days No IV 132

501/ch1

Notification. CS 157-22-13

Dy 247/23.

In exercise of the powers conferred by the Mysore Civil Courts' Regulation, 1883, and of all other powers enabling them in this behalf, the Government of His Highness the Maharaja are pleased to establish an additional Munsiff's Court at Bangalore with effect from 1st August 1923.

2. The said additional court shall have and exercise jurisdiction concurrent with that of the First and Second Munsiff's Courts, Bangalore, in regard to such original suits of a value not exceeding Rs. 2500 and Small Cause suits upto Rs 1000/- as may be transferred to it by or under the orders of the District Judge of Bangalore.

Sd by Mr. Le Grand Mathew.

By Order,

Chief Secretary to Government.

To

The Compiler, Mysore Gazette.

Copy to Registrar, Chief Court under a cl.

KNN

D.O.No.P 502/Ch. General and Revenue Secretariat,
Exts 3. Dated Bangalore the 24th July'23

Dear Mr. Puttaiya,

I am desired to request you to kindly see that the accompanying notifications establishing extra Civil Courts from 1st August 1923 issue in this week's Gazette.

Yours sincerely,

Draft 24.7

B. Puttaiya, Esq, B.A.,
~~Superintendent, Government Printing.~~ Secretary Mysore Gazette

Roc No 65 (one Encl) 23-vii

D 448 P

134

IMMEDIATE

CHIEF COURT OF MYSORE

Bangalore, dated 25th July 1923.

Dear Sir,

S+ L.

I am desired to acknowledge the receipt of Government Notifications of the 24th instant in regard to the additional Courts to be newly established at Bangalore and Mysore.

I am to point out that as the small cause jurisdiction of the First and Second Munsiffs' Courts at these stations is at present limited to Rs.50/-, the new Courts cannot exercise such jurisdiction concurrently with the existing Courts up to Rs.100/-; nor have the new Courts been empowered in the notification to take cognizance directly of small cause suits between 51 and 100 Rupees in value. The Notifications do not also provide specifically for such cases being transferred to them from the file of the Subordinate Judge.

To meet these difficulties, I am to suggest that the language of para 2 of the Notifications may be slightly modified on the lines of the drafts enclosed.

Yours Sincerely,

Sheemsadoguachari

25/7/23.

T. E. Jayarama Iyer, Esq., B.A., B.L.,
Chief Secretary to Government, (In charge),
BANGALORE.

Submitted to the First Member

25/7/23

NRB

I. For Para 2 of Government Notification No.P.501/Cts. 157-22-13 dated 24th July 1923 substitute the following :--

"The said additional court shall have and exercise jurisdiction concurrent with that of the First and Second Munsiffs of Bangalore, in regard to original suits of a value not exceeding Rs.2,500 and jurisdiction up to Rs.100/- in small cause suits arising within the local jurisdiction of the said Courts, but shall try only cases that may be transferred to it by or under the orders of the District Judge".

REGISTRAR.

****

II. For para 2 of Government Notification No.P.499/Cts. 157-22-11 dated 24th July 1923, substitute the following :--

"The said additional court shall have and exercise jurisdiction concurrent with that of the First and Second Munsiffs of Mysore and the Munsiffs of Seringapatam and Nanjangud, in regard to original suits of a value not exceeding Rs.2,500 and jurisdiction up to Rs.100/- in small cause suits arising within the local jurisdiction of the said Courts, but shall try only cases that may be transferred to it by or under the orders of the District Judge".

REGISTRAR.

TMN/

MRS

136

P539

9/26/23

Dear Sir,

With reference to your D.O.letter No.R.O.C.65 dated 25th July 1923 I am desired to request you to kindly send with the bearer the notifications Nos.P.499/Cts.157-22-11 and P.501/Cts.157-22-13 dated 24th July 1923 re the establishments of new Munsiffs' Courts at Mysore and Bangalore, which will be returned to you after making ~~certain~~ the alterations. proposed by you

Yours sincerely,

Cag
26/7

Draft

To

A. Sreenivasaraghavachari, Esq., B.A., B.L.,
Registrar, Chief Court.

G. R. S. VI—G/32]

137

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* 191 .

Date of issue 26/7/25

Signed by M C A R

Section

File No.

Serial No

D.O. No. 540

Dear Mr Puttaiya.

I am desired to request you to kindly send, with the weather, the notifications nos: P 499/CS 157-22-II and P 501/CS 157-22-II dt 24.7.25 re the establishment of new Munsiffs courts at Mysore and Bangalore which will be returned for publication in due course after making certain alterations. ~~They may be returned~~ sent

~~Thro' the bearer~~ Yours sincerely

over.

To

B. Puttaiya Esq B.A.

Compiler m.g.

No.103

B. Puttaiya, B.A.,
~~D. VENKATACHANDRA MUDALIAR, M.R.A.S~~
~~SUPERINTENDENT.~~
Compiler, Mysore Gazette.

134

Compiler,
OFFICE OF THE SUPERINTENDENT,
~~GOVT. PRINTING IN~~ MYSORE.
Gazette.

Bangalore 26th July 1923

Dear Sir,

With reference to your D.O. No. P.540/Cts.157-22 of today's date, just received, may I inform you that the Notifications re the establishments of the new Munsiffs' Courts at Mysore and Bangalore referred to therein were taken away yesterday by one of your clerks.

Yours sincerely,

B. Puttaiya

C. Abdul Ghani, Esq., B.A., B.L.,
Assistant Secretary to Government,
G.R.S., Bangalore.

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read:-

Government Order No. P 406-8/ Cts 157-22-9 dated 20th July 1923, sanctioning certain additional Civil Courts for improving the administration of Civil Justice.

Order No. P. 541-3 /Cs 157-22-14

Dated Bangalore 26th July 1923.

(1) For para 4, of the Govrnment Order read above substitute the following:-

4. The proposals now sanctioned involve an extra expenditure of Rs. 22,333 per annum on the average. The details of the establishment sanctioned are shownxkxkxxx hereunder:-

	Court	Pay	Average
1.	Munsiff's Court, Bangalore.	Munsiff Rs. 150-200-25-450	352 7/9
		2 Clerks on Rs. 35,30	65
		1 Daffedar on Rs. 11.	11
		1 Peon on Rs. 10	10
		1 Collar on Rs. 10	10
		1 Sweeper on Rs. 9	9
		Total P.m.	457 7/9 or
		Rs. 5493 1/3 per annum.	
2.	Munsiff's Court Mysore.	Munsiff Rs. 150-200-25-450	352 7/9
		2 Clerks on Rs. 35,30	65
		1 Daffedar on Rs. 11	11
		1 Peon on Rs. 10	10
		1 Collar on Rs. 10	10
		1 Sweeper on Rs. 9	9
		Rent for Court	40
		Total	497 7/9 or
		Rs. 5973 1/3 per annum.	
3.	Second Munsiff's Court, Tumkur.	Munsiff Rs. 150-200-25-450	352 7/9
		1 Head Amshi	40
		1 Deputy Amshi.	40
		1 Court Nazir Rs. 0-1-0	12
		4 Amshis on Rs. 0	120
		3 Gumastas o Rs. 25	75
		1 Daffedar o Rs. 11	11
		1 Collar	10
		1 Peon	10
		& 1 Sweeper	9
			706 1/3

....

140

Process Establishment.

1 Process Bazir .		Rs. 36
1 Amin		23
5 Amins on Rs.20		100
2 Process Servers on Rs.	13	26
13 "	11	143
		327

Total per mensem Rs 706 19/36 + 327 = 1033 19/36
or Rs. 12402 1/3 per annum.

Savings from reduction of pay and establishment in the First Munsiff's Court, Tumkur.

Name of appointment.	Old Scale	Sanctioned Scale		Savings
Head Munshi 1 on	Rs. 55	1 on Rs. 45	45	10
5 Gumasthas on ~~Rs.25~~ Rs.25	125	3 on 25	75	50
Process Bazir on	40	1 on 35	35	5
Amins 2 on Rs.23	46	1 on 23	23	23
" 6 20	120	5 on 20	100	20
Process Servers 5 on 13	65	3 on 13	39	26
" 13 11	198	14 on 11	154	44
				P. = 17.

or Rs. 2136 per annum.

Net average cost - 1033 19/36 -178 = 855 19/36 or

Per Annum Rs. 10266 1/3.

The Total average cost will be

1. Munsiff's Court, Bangalore.	Rs. 5493	1/3
2. Do Mysore	5973	1/3
3. Permanent Second Munsiff's Court at Tumkur.	10266	1/3
4. Contingencies for ~~Rs~~ 3 Courts	600	
Recurring	22,333.	

2. For facility of reference the Government Order of the 20 th July read above , has been printed with the alterations noted in para (1) above.

Draft

For Chief Secretary to Govt.

To

The Registrar, Chief Court.
The Comptroller.
The Superintendent, Government Stationery.

Notification.

Mr. B.Lakshminarayana Jois, B.A.LL.B. Advocate, Bangalore, is appointed to act as Additional Munsiff, Bangalore, with effect from 18th August 1923.

2. Mr-. U.D.Narayana Murthi, B.A.LL.B. Sub Pro Tem Munsiff of Narasimharajpura, on leave till the end of July 1923, will be temporary Additional Munsiff, Mysore, with effect from 1st August 1923.

3. Mr. T.Mohamed Mustafa, B.A.LL.B. will continue to act as Munsiff of Narasimharajpura until further orders.

By Order,

~~For~~ Chief Secretary to Govt.

To

The Compiler, Mysore Gazette, for publication.

Copy to Registrar, Chief Court, with his

144

Drafts

G.R.S. No VII.-G—30]

W D 218—500 copies—23-9-21

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

GENERAL AND REVENUE SECRETARIAT.

No. 5558 Ch

Bangalore, Dated 28/7/1923

From

~~K.MATTHAN, Esq. B.A.~~ **T.E.Jeyarama Aiyar Esq, B.A., B.L.,**

Offg. Chief Secretary to the Government of His Highness the Maharaja of Mysore,

To

The *Registrar, Chief Court of Mysore,*

Bangalore.

Sir,

I am directed to forward herewith for the information of the Judges of the Chief Court a cop. of Government ~~Proceedings~~ Notification No. 5557 dated 28/7/23 **with the observation that either Mr. Lakshminarayana Jois or Mr. Mohamed Mustafa will have to revert on the reversion of Mr. Ranga Iyengar as Munsiff.**

I have the honor to be,

Sir,

Your most obedient servant,

Draft

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for Chief Secretary to Government.